

TOWN OF CLARKSTOWN
TOWN BOARD MEETING

Town Hall

09/30/2014

8:00 pm

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

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

The Town Clerk read the following letters:

From Peter Wortendyke of Upper Nyack commending employees Mike Melton and Alex D'Inocenzo for their cleanup work at the Nyack Rural Cemetery.

From Frank Sparaco announcing his resignation from his position as Confidential Secretary at the Clarkstown Highway Department effective December 31, 2014.

Supervisor Gromack announced that the Town of Clarkstown had been named the 7th on Money Magazine's list of the most desirable Towns in the nation.

The Supervisor opened the meeting for public comment on the agenda items.

Co. Borelli asked for an explanation on the resolutions dealing with the budget hearings

Tom Nimick, New City
He asked for clarification of Item #11, setting public hearings.

Steven Levine, Congers
He asked for clarification of Item #9a, solar installations and 9c, sewer rehabilitations.

Marge Hook, New City
She had questions about crossing guard retirees and full time replacements.

James Flynn, Nanuet
He also questioned full time crossing guards; are we paying benefits and pensions?

Frank Grandel, New City
Asked for clarification of Item #4, street lighting, Item #s 9a, 9c and 9d, various bid advertisements, and Item #13, Germonds facility improvements.
The Deputy Comptroller explained that full time crossing guards typically work 2 hours a day, they do not get health insurance, they can elect to join the NYS retirement system but it is only for 2 hours a day and they do participate in the eyeglass plan as per the CSEA contract. The Town Attorney explained that Item #4 is a result of Environmental Control's recommendation that a street light be installed here. She gave an update on our street light system stating we have come to an agreement on terms with Orange and Rockland and are reviewing a draft right now. Regarding 9a, Co. Lasker explained we are looking at the possibility of solar panels on municipal buildings. The Director of Purchasing explained that Item 9b, is for replacement of air conditioners for our computer room. The Director of Environmental Control explained that Item 9c was part of the Town sewer upgrades. Regarding Item 11, budget public hearings, the Supervisor stated that we have stayed below the cap and that \$500,000 in surplus will be used at this point and Item 13 is a two year agreement to do work at the Germonds Pool facility.

RESOLUTION NO. (407-2014)
Co. Borelli offered and Co. Hausner seconded

RESOLVED that the Town Board Minutes of September 9, 2014 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 Absent
Co. Hausner. Yes
Supervisor Gromack Yes

RESOLUTION NO. (408-2014)
Co. Lasker offered and Co. Hausner seconded

RESOLVED, that the resignation (by retirement) of Pamela McQuade, 3 Jeffrey Court, New York, – Principal Clerk Stenographer – Parks & Recreation Department – is hereby accepted effective and retroactive to August 29, 2014.

On roll call the vote was as follows:

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

RESOLUTION NO. (409-2014)
Co. Lasker offered and Co. Hausner seconded

RESOLVED, that the resignation of Edward Bohan, 174 Parrott Road, West Nyack, New York – Crossing Guard (FT) – Police Department – is hereby accepted effective and retroactive to September 3, 2014.

On roll call the vote was as follows:

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

RESOLUTION NO. (410-2014)
Co. Lasker offered and Co. Hausner seconded

RESOLVED, that the resignation of August E. Fuchs, 40 Barry Lane, Bardonia, New York – Crossing Guard (FT) – Police Department – is hereby accepted effective and retroactive to September 3, 2014.

On roll call the vote was as follows:

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

RESOLUTION NO. (411-2014)
Co. Lasker offered and Co. Hausner seconded

RESOLVED, that the resignation of Margaret T. Gill, 647 Russet Road, Valley Cottage, New York – Crossing Guard (FT) – Police Department – is hereby accepted effective and retroactive to September 3, 2014.

On roll call the vote was as follows:

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

RESOLUTION NO. (412-2014)
Co. Lasker offered and Co. Hausner seconded

RESOLVED, that the resignation of Debbie P. McKinney, 5 Alicia Court, West Nyack, New York – Crossing Guard (FT) – Police Department – is hereby accepted effective and retroactive to September 3, 2014.

On roll call the vote was as follows:

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

RESOLUTION NO. (413-2014)
Co. Lasker offered and Co. Hausner seconded

RESOLVED, that the resignation of Helen V. Osborne, 7 Pine Street, Central Nyack, New York – Crossing Guard (FT) – Police Department – is hereby accepted effective and retroactive to September 3, 2014.

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. (414-2014)
Co. Lasker offered and Co. Hausner seconded

RESOLVED, that the resignation of Denise Varmon, 181 Quaspeck Blvd., Valley Cottage, New York – Crossing Guard (FT) – Police Department – is hereby accepted effective and retroactive to September 3, 2014.

RESOLUTION NO. (414-2014) continued

On roll call the vote was as follows:

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

RESOLUTION NO. (415-2014)
Co. Lasker offered and Co. Hausner seconded

RESOLVED, that the resignation of Joseph Maragliano, 109 School Street, Upper Nyack, New York – Crossing Guard (FT) – Police Department – is hereby accepted effective and retroactive to September 17, 2014.

On roll call the vote was as follows:

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

RESOLUTION NO. (416-2014)
Co. Lasker offered and Co. Hausner seconded

RESOLVED, that Matthew D’Ambrosio, 56 Foltim Way, Congers, New York - Crossing Guard (substitute) – is hereby appointed to the position of Crossing Guard (full time) - Police Department at the current 2014 rate of \$19.42 per crossing –effective and retroactive to September 4, 2014.

On roll call the vote was as follows:

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

RESOLUTION NO. (417-2014)
Co. Lasker offered and Co. Hausner seconded

RESOLVED, that Lorraine DeFeo, 60 Jolliffe Avenue, Congers, New York - Crossing Guard (substitute) – is hereby appointed to the position of Crossing Guard (full time) – Police Department at the current 2014 rate of \$19.42 per crossing –effective and retroactive to September 3, 2014.

On roll call the vote was as follows:

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

RESOLUTION NO. (418-2014)
Co. Lasker offered and Co. Hausner seconded

RESOLVED, that Margaret DiSalvo, 34 Medway Avenue, Congers, New York - Crossing Guard (substitute) – is hereby appointed to the position of Crossing Guard (full time) – Police Department at the current 2014 rate of \$19.42 per crossing – effective and retroactive to September 4, 2014.

On roll call the vote was as follows:

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

RESOLUTION NO. (419-2014)
Co. Lasker offered and Co. Hausner seconded

RESOLVED, that Mary Hensey, 172 So. Conger Avenue, Congers, New York - Crossing Guard (substitute) – is hereby appointed to the position of Crossing Guard (full time) – Police Department at the current 2014 rate of \$19.42 per crossing – effective and retroactive to September 4, 2014.

On roll call the vote was as follows:

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

RESOLUTION NO. (420-2014)
Co. Lasker offered and Co. Hausner seconded

RESOLVED, that James McCabe, 7 Brookside Avenue, New City, New York - Crossing Guard (substitute) – is hereby appointed to the position of Crossing Guard (full time) – Police Department at the current 2014 rate of \$19.42 per crossing – effective and retroactive to September 4, 2014.

On roll call the vote was as follows:

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

RESOLUTION NO. (421-2014)
Co. Lasker offered and Co. Hausner seconded

RESOLVED, that Amy L. Di Falco, 168 So. Conger Avenue, Congers, New York – is hereby appointed to the position of Crossing Guard (Full time) – Police Department – at the current 2014 rate of \$19.42 per crossing effective September 17, 2014.

RESOLUTION NO. (421-2014) continued

On roll call the vote was as follows:

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

RESOLUTION NO. (422-2014)

Co. Lasker offered and Co. Hausner seconded

WHEREAS, the Rockland County Personnel Office has certified on September 09, 2014 that the position of Records Clerk (Law Enforcement)#500934 can be reclassified to the position of Records Clerk-Typist (Law Enforcement) - Police Department.

NOW, therefore, be it

RESOLVED, that the position of Records Clerk (Law Enforcement) – Police Department is hereby abolished and reclassified to the position of Records Clerk-Typist (Law Enforcement) – Police Department – effective September 9, 2014. - and be it,

FURTHER RESOLVED, that Elizabeth Noonan, 1 Kings Court, Nanuet, New York – is hereby appointed to the position of Records Clerk Typist (Law Enforcement)(Prom) – Police Department – at the current annual salary of \$55,581., - effective September 30, 2014.

On roll call the vote was as follows:

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

RESOLUTION NO. (423-2014)

Co. Lasker offered and Co. Hausner seconded

WHEREAS, the Rockland County Personnel Office has furnished Certification of Eligibles #12100 Police Officer which contains the name of David Mendez,

NOW, therefore, be it

RESOLVED, that David Mendez, 8 Cooper Drive, Nanuet, New York, is hereby cleared for a (Permanent)appointment to the position of Police Officer – Clarkstown Police Department – at the current 2014 salary of \$73,057. – effective and retroactive to September 19, 2014.

On roll call the vote was as follows:

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

RESOLUTION NO. (424-2014)

Co. Lasker offered and Co. Hausner seconded

WHEREAS, the Rockland County Personnel Office has furnished Certification of Eligibles #12100 Police Officer which contains the name of Edward Fairclough,

RESOLUTION NO. (424-2014) continued

NOW, therefore, be it

RESOLVED, that Edward Fairclough, 518 Tudor Hill, Nanuet, New York, is hereby cleared for a (Permanent)appointment to the position of Police Officer – Clarkstown Police Department – at the current 2014 salary of \$73,057. - effective and retroactive to September 19, 2014.

On roll call the vote was as follows:

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

RESOLUTION NO. (425-2014)

Co. Lasker offered and Co. Hausner seconded

WHEREAS, the Rockland County Personnel Office has furnished Certification of Eligibles #12100 Police Officer which contains the name of Corry Doyle,

NOW, therefore, be it

RESOLVED, that Corry Doyle, 25 Reservoir Drive, New City, New York, is hereby appointed to the position of (permanent) Police Officer – Clarkstown Police Department – effective September 19, 2014.

On roll call the vote was as follows:

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

RESOLUTION NO. (426-2014)

Co. Lasker offered and Co. Hausner seconded

WHEREAS, the Rockland County Personnel Office has furnished Certification of Eligibles #12100 Police Officer which contains the name of Kyle McKiernan,

NOW, therefore, be it

RESOLVED, that Kyle McKiernan, 26 Jeffrey Court, West Nyack, New York, is hereby appointed to the position of (Permanent) Police Officer – Clarkstown Police Department effective September 19, 2014.

On roll call the vote was as follows:

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

RESOLUTION NO. (427-2014)
Co. Lasker offered and Co. Hausner seconded

WHEREAS, the Rockland County Personnel Office has furnished Certification of Eligibles #12100 Police Officer which contains the name of Shaun Weaver,

NOW, therefore, be it

RESOLVED, that Shaun Weaver, 23 The Rise, Congers, New York, is hereby appointed to the position of (Permanent) Police Officer – Clarkstown Police Department effective September 19, 2014.

On roll call the vote was as follows:

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

RESOLUTION NO. (428-2014)
Co. Lasker offered and Co. Hausner seconded

WHEREAS, the Rockland County Personnel Office has furnished Certification of Eligibles #12100 Police Officer which contains the name of Timothy Woolley,

NOW, therefore, be it

RESOLVED, that Timothy Woolley, 155 Third Street, New City, New York, is hereby appointed to the position of (Permanent) Police Officer – Clarkstown Police Department effective September 19, 2014.

On roll call the vote was as follows:

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

RESOLUTION NO. (429-2014)
Co. Lasker offered and Co. Hausner seconded

WHEREAS, the Rockland County Personnel Office has Certified on September 2, 2014 that the position of Clerk (Seasonal), can be created,

NOW, therefore, be it

RESOLVED, that the position of Clerk(Seasonal) -Department of the Town Clerk – is hereby created – effective September 2, 2014.

FURTHER RESOLVED, that Kathleen McDermott, 630 Sierra Vista Lane, Valley Cottage, New York – is hereby appointed to the position of Clerk (Seasonal)- Department of the Town Clerk – at the current 2014 hourly rate of \$19.42 – effective and retroactive to September 2, 2014.

On roll call the vote was as follows:

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

RESOLUTION NO. (430-2014)
Co. Lasker offered and Co. Hausner seconded

WHEREAS, the Rockland County Personnel Office has Certified on September 2, 2014 that the position of Clerk (Seasonal), can be created,

NOW, therefore, be it

RESOLVED, that the position of Clerk(Seasonal) -Department of the Town Clerk – is hereby created – effective September 2, 2014.

FURTHER RESOLVED, that Patricia McGrogan, 1-N Church Lane, Valley Cottage, New York – is hereby appointed to the position of Clerk (Seasonal)- at the current 2014 hourly rate of \$19.42 - Department of the Town Clerk – effective and retroactive to September 2, 2014.

On roll call the vote was as follows:

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

RESOLUTION NO. (431-2014)
Co. Lasker offered and Co. Hausner seconded

WHEREAS, the Rockland County Personnel Office has furnished Certification of Eligibles #14041 Recreation Information Clerk which contains the name of Ruth A. Metz,

NOW, therefore, be it

RESOLVED, that Ruth A. Metz, 310 Old Route 304, New City, New York – is hereby appointed to the position of Recreation Information Clerk(Perm) – Parks and Recreation Department – at the current 2014 annual salary of \$38,563., - effective September 30, 2014.

On roll call the vote was as follows:

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

RESOLUTION NO. (432-2014)
Co. Lasker offered and Co. Hausner seconded

RESOLVED, that Gaetano Pastore, 32 Sandstone Trail, New City, New York – is hereby re-appointed to the position of Member – Architecture and Landscape Commission – at the 2014 salary of \$5,814., term effective on October 29, 2014 to expire on October 29, 2021.

On roll call the vote was as follows:

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

RESOLUTION NO. (433-2014)
Co. Lasker offered and Co. Hausner seconded

RESOLVED, that in accordance with Article XVIII, Section 3 (k) of the Labor Agreement between the Town of Clarkstown and the Clarkstown Unit of the C.S.E.A., Joseph Heim, 21 Hansen Avenue, New City, New York – Groundskeeper – Parks and Recreation Department is hereby granted a Sick Leave of Absence at one-half pay effective and retroactive to

On roll call the vote was as follows:

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

RESOLUTION NO. (434-2014)
Co. Lasker offered and Co. Hausner seconded

RESOLVED, that in accordance with Article XVIII, Section 3 (k) of the Labor Agreement between the Town of Clarkstown and the Clarkstown Unit of the C.S.E.A., Scott Brown, 566 Millburn Court, Nanuet, New York – Custodial Worker – Maintenance Department -is hereby granted a Sick Leave of Absence at one-half pay effective and retroactive to September 27, 2014.

On roll call the vote was as follows:

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

RESOLUTION NO. (435-2014)
Co. Lasker offered and Co Borelli seconded

RESOLVED, that William Sherwood, Esq. is hereby designated to conduct a disciplinary hearing in connection with the Clarkstown Police Department departmental charges dated June 2, 2014.

On roll call the vote was as follows:

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

RESOLUTION NO. (436-2014)
Co. Hausner offered and Co. Borelli seconded

WHEREAS, a resident of Patterson Avenue, West Nyack, in the Town of Clarkstown has requested that street lighting be installed to improve the safety and welfare of the community; and

WHEREAS, a physical survey of the surrounding property directly affected by this proposed lighting was conducted by the Department of Environmental Control; and

WHEREAS, the Department of Environmental Control has requested and has received a proposal from Orange and Rockland Utilities indicating the cost involved to provide electric facilities on pole #60095/39705;

NOW, THEREFORE BE IT RESOLVED, that the Town of Clarkstown hereby accepts the proposal from Orange and Rockland Utilities, Inc. for street lighting at the following location:

- 1. Between 16 Patterson Avenue & 70 Green Road in West Nyack

Install one (1) each - 5,800 lumen 70 watt sodium vapor street light on Pole 60095/39705.

AND BE IT FURTHER RESOLVED, that the installation of this municipal street light shall be at no cost to the Town of Clarkstown, and that an annual charge for basic fuel delivery, which charge shall include maintenance of this street lighting equipment, will be at \$14.56 per month for each sodium vapor fixture, plus market supply and fuel adjustment charge, and an additional one-time contribution in the amount of \$583.00 to extend overhead facilities to pole 60095/39705 which shall be charged to Acct. #SL 5182 461.

On roll call the vote was as follows:

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

RESOLUTION NO. (437-2014)
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 22, 2014 to August 22, 2016, 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;

RESOLUTION NO. (437-2014) continued

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 22, 2014 to August 22, 2016, in a form approved by the Town Attorney, and Wayne T. Ballard, P.E., C.S.P., 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. Lasker Yes
- Co. Borelli Yes
- Co. Hoehmann Absent
- Co. Hausner. Yes
- Supervisor Gromack Yes

RESOLUTION NO. (438-2014)
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 September 25, 2014 to September 25, 2016, as follows:

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

Roads: 0.4 mile segment of Old Mill Road, from Tilcon's driveway to Snake Hill Road Bridge, and 0.6 mild segment of Crusher Road beginning at bridge over West Shore Railroad to corner of Casper Hill Road, West Nyack

and,

WHEREAS, it is anticipated that Town money will be saved through the implementation of the volunteer program in that Tilcon New York, 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 September 25, 2014 to September 25, 2016, in a form approved by the Town Attorney, and Wayne T. Ballard, P.E., C.S.P., Superintendent of Highways, to adopt above segment, and to provide and coordinate services by Tilcon New York, Inc. to remove trash from the roadway.

On roll call the vote was as follows:

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

RESOLUTION NO. (439-2014)
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 October 17, 2014 to October 17, 2016, as follows:

Sponsor: Woodmont Day Camp
420 Phillips Hill Road
New City, NY 10956

Roads: 0.48 mile segment of Overlook Boulevard from
Smith Road to Clarkstown Road, New City

and,

WHEREAS, it is anticipated that Town money will be saved through the implementation of the volunteer program in that Woodmont Day Camp 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 October 17, 2014 to October 17, 2016, in a form approved by the Town Attorney, and Wayne T. Ballard, P.E., C.S.P., Superintendent of Highways, to adopt above segment, and to provide and coordinate services by Woodmont Day Camp to remove trash from the roadway.

On roll call the vote was as follows:

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

RESOLUTION NO. (440-2014)
Co. Lasker offered and Co. Hausner 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 October 17, 2014 to October 17, 2016, 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,

RESOLUTION NO. (440-2014) continued

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 September 10, 2014 to September 10, 2016, in a form approved by the Town Attorney, and Wayne T. Ballard, P.E., C.S.P., 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. Lasker Yes
- Co. Borelli Yes
- Co. Hoehmann Absent
- Co. Hausner. Yes
- Supervisor Gromack Yes

RESOLUTION NO. (441-2014)
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 September 23, 2014 to September 23, 2016, as follows:

Sponsor: Hiep Sanitation
P.O. Box 220
West Nyack, NY 10994

Roads: 0.13 mile segment of Snake Hill Road, from 22 Snake Hill Road to to Intersection of Crusher Road, West Nyack, NY

and,

WHEREAS, it is anticipated that Town money will be saved through the implementation of the volunteer program in that Hiep Sanitation 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 September 23, 2014 to September 23, 2016, in a form approved by the Town Attorney, and Wayne T. Ballard, P.E., C.S.P., Superintendent of Highways, to adopt above segment, and to provide and coordinate services by Hiep Sanitation to remove trash from the roadway.

RESOLUTION NO. (441-2014) continued

On roll call the vote was as follows:

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

RESOLUTION NO. (442-2014)

Co. Lasker offered and Co. Hausner seconded

WHEREAS, Councilperson _____, a member of the Town Board of the Town of Clarkstown has introduced a proposed local law entitled,
 "AMENDMENT TO CHAPTER 18 (CODE OF ETHICS) OF THE CODE OF THE TOWN OF CLARKSTOWN"

and

WHEREAS, this proposed local law is intended to promote good government by making it a violation of our Ethics Code for any Town employee, elected official and covered person to surreptitiously video and/or audio record any meeting or conversation involving Town business;

NOW, THEREFORE, be it

RESOLVED, that a 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 November 5, 2014 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.

On roll call the vote was as follows:

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

RESOLUTION NO. (445-2014)

Co. Lasker offered and Co. Hausner seconded

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

**BID#27-2014 – SOLAR INSTALLATION -
 VARIOUS TOWN FACILITIES**

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. (445-2014) continued

On roll call the vote was as follows:

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

RESOLUTION NO. (446-2014)
 Co. Lasker offered and Co. Hausner seconded

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

BID#28-2014 – LIEBERT ENVIRONMENTAL CONTROL SYSTEM

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 Absent
- Co. Hausner. Yes
- Supervisor Gromack Yes

RESOLUTION NO. (447-2014)
 Co. Lasker offered and Co. Hausner seconded

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

BID#16A-2014 – SEWER REHABILITATION – GRAVITY SEWERS FOR
 NYS ROUTE 303, WEST NYACK; WATERS EDGE, CONGERS;
 PINEVIEW AVENUE EASEMENT, BARDONIA;
 ABERDEEN DRIVE, WEST NYACK

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 Absent
- Co. Hausner. Yes
- Supervisor Gromack Yes

RESOLUTION NO. (448-2014)
Co. Lasker offered and Co. Hausner seconded

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

BID#29-2014 – RENEE LANE DRAINAGE IMPROVEMENTS

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 Absent
- Co. Hausner. Yes
- Supervisor Gromack Yes

RESOLUTION NO. (449-2014)
Co. Borelli offered and Co. Lasker seconded

WHEREAS, tax certiorari proceedings were commenced in Supreme Court, State of New York, County of Rockland entitled, 129 Main Street Realty Inc. v. The Assessor of The Town of Clarkstown, The Board of Review of The Town of Clarkstown, The Town of Clarkstown, Index No(s). 07941/10, affecting parcel designated as Tax Map 63.8-3-13 and more commonly known as 129 Main Street, Nanuet, New York for the year(s) 2010/11, 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 63.8-3-13 be reduced for the year(s) 2010/11 from \$208,500 to \$159,800 at a cost to the Town of \$1,148.64;
2. Reimbursement for the year(s) 2010/11 on the parcel(s) described as Tax Map No.(s) 63.8-3-13, 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.

On roll call the vote was as follows:

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

RESOLUTION NO. (450-2014)
Co. Lasker offered and Co. Hausner seconded

WHEREAS, the Town Clerk has received the Tentative Budget from the Town Comptroller and presented same to the Town Board in accordance with the provisions of Town Law §106, and

WHEREAS, pursuant to Resolution No. 429-2013, as amended by Resolution No. 385-2014, adopted by the Town Board on September 9, 2014, the Town Board scheduled a Town Board meeting for November 5, 2014, at 7:00 p.m., in the Auditorium of the Clarkstown Town Hall, 10 Maple Avenue, New City, New York, and

WHEREAS, the Town Board of the Town of Clarkstown has proposed a local law to override the limit on the amount of real property taxes that may be levied by the Town of Clarkstown pursuant to General Municipal Law §3-c and to allow the Town of Clarkstown to adopt a budget for the fiscal year 2015 that requires a real property tax levy in excess of the “tax levy limit” as defined by General Municipal Law §3-c;

NOW, THEREFORE, be it

RESOLVED, that the Tentative Budget, as received by the Town Clerk, is hereby designated the Preliminary Budget and the Town Clerk is directed to prepare 25 copies of the Budget for public distribution, pursuant to Town Law §106, and be it

FURTHER RESOLVED, that a 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 November 5, 2014 at 7:00 p.m., or as soon thereafter as possible, relative to said proposed local law, and be it

FURTHER RESOLVED, that the Town Board hereby schedules a public hearing for November 5, 2014, at 7:00 p.m., or as soon thereafter as possible, at the Clarkstown Town Hall, 10 Maple Avenue, New City, New York, pursuant to Town Law §108 concerning the Clarkstown Preliminary Budget for 2015, and be it

FURTHER RESOLVED, that the Town Attorney prepare notices of such statutory hearings 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.

On roll call the vote was as follows:

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

RESOLUTION NO. (451-2014)
Co. Lasker offered and Co. Hausner seconded

WHEREAS, an adverse drainage condition exists on Lakewood Drive, Congers; and

WHEREAS, the Department of Environmental Control has prepared a plan to ameliorate the adverse drainage condition; and

WHEREAS, the Department of Environmental Control has solicited proposals from five (5) qualified contractors to perform the work in accordance with the plan; and

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

WHEREAS, Department of Environmental Control staff has reviewed the low proposal submitted by Pinebrook Contracting Company LLC, and has found it to be acceptable in terms of scope and price; and

RESOLUTION NO. (451-2014) continued

WHEREAS, the Director of the Department of Environmental Control recommends that the work be awarded to Pinebrook Contracting Company LLC, for their low proposal of \$19,500.00;

NOW, THEREFORE, BE IT RESOLVED that the Director of Environmental Control is hereby authorized to retain the services of:

Pinebrook Contracting Company LLC,
P.O. Box 733
New City, N.Y. 10956

to perform this work in accordance with their proposal for an amount not to exceed \$19,500.00; and be it

FURTHER RESOLVED that this amount shall be a proper charge to account H-8767-409-0-90-17.

On roll call the vote was as follows:

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

RESOLUTION NO. (452-2014)

Co. Lasker offered and Co. Hausner seconded

WHEREAS, de Bruin Engineering P.C. has submitted a proposal dated September 29, 2014 to provide professional engineering services with respect to improvements to the Germonds Park Pools located in West Nyack, New York, and

WHEREAS, the Superintendent of Recreation and Parks has reviewed the proposal and finds it reasonable in scope and price;

NOW, THEREFORE, be it

RESOLVED, that the Town Board hereby authorizes the Supervisor to enter into an agreement with de Bruin Engineering P.C., in a form approved by the Town Attorney, to perform professional engineering services with respect to improvements to the Germonds Park Pools located in West Nyack, New York, pursuant to its proposal dated September 29, 2014, and be it

FURTHER RESOLVED, that the fee for said work shall not exceed \$154,000.00 and will be charged to Account No. H 8767-409-0-90-12, and be it

FURTHER RESOLVED, that it is the intent of the Town Board to fund this project through the issuance of serial bonds.

On roll call the vote was as follows:

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

The meeting was opened for public comments.

Steven Levine, Congers

He is glad to see us moving forward on solar panels, inquired about status of work on the former Goldberg property on Massachusetts Avenue, spoke in support of the Highway Superintendent and questioned the reasoning behind authorizing somebody to review his department.

Stan Pascoo, West Nyack

As president of the United Sportsman Association of Rockland and the County Representative to the State Fishing and Wildlife Management Board and the Conservation Council, he wanted to thank Supervisor Gromack, Town Clerk, Justin Sweet, Recreation Superintendent Joanne Pedersen and everyone else who helped to make the National Hunting and Fishing Day at Congers Lake a great success.

George Rumelt, New City

Read and submitted an editorial from Our Town newspaper about how Clarkstown's imposition of term limits on the positions of Town Clerk and Highway Superintendent is short sighted and an error in judgment.

Tom Nimick, New City

He asked for further clarification on additional funds used in the budget.

Pat Godfrey, New City

Complained about high taxes.

Marge Hook, New City

Spoke in support of Mr. Sparaco, and intimated that he is being unfairly scrutinized .

Richard Sena, Bardonia

He praised the Board for term limits. Questioned Co. Hausner about her acceptance of support from the Conservative party in 2013 despite the fact that they run contrary to many Democratic values.

Frank Grandel, New City

Questioned why Item 13 was not put out to bid. Spoke about the need for more accountability with regard to Board and Commission attendance and feels that no Town employee should be paid additional compensation for being on a Board.

Town Attorney gave an update of the remediation project on the former Goldberg property. Regarding funds that could be used toward the budget, the Supervisor explained that there are still some State grants that we are waiting to hear about and some possible funding from Rockland County solid waste management. Regarding taxes, the Supervisor listed various cost cutting efforts that have been made by the Board. In response to attendance at Boards and Commission meetings, they are fully reviewing this. Co. Hausner stated that receiving support from other parties takes nothing away from her pride at being a Democrat and does not compromise her democratic beliefs. Supervisor Gromack explained that Item 13 is a professional services which is not required to be put out to bid, however, \$1.5 million will go to contractor that does the job and that will go out to bid.

There being no one further wishing to be heard on motion of Co. Co. Lasker seconded by Co. Hausner the Town Board Meeting was adjourned, time: 8:45 pm.

Respectfully submitted,

Justin Sweet
Town Clerk