

TOWN OF CLARKSTOWN
TOWN BOARD MEETING

197

Town Hall

1/12/88

8:21 P.M.

Present: Supervisor Holbrook
Council Members Carey, Kunis, Maloney and Smith
Murray N. Jacobson, Town Attorney
Patricia Sheridan, Town Clerk

Supervisor declared Town Board Meeting open.
Assemblage saluted the Flag.

Supervisor stated that tonight we would be honoring Andrew Pollack who is a member of Troop 33. Andrew will be achieving the rank of Eagle Scout on January 26, 1988. Supervisor said it has been a great pleasure of this Town Board throughout the years to recognize Eagle Scouts as it is a very distinguished award. Andrew was presented with a plaque from the Town Board.

Supervisor recognized some other members of scouting who were present in the audience. Andrew introduced Mr. Ward and Mr. Seidel, scout leaders. All were warmly applauded.

Supervisor recognized Mr. Jerry Donnellen, who is President of the Viet Nam Veterans of America. Mr. Donnellen thanked the Town Board and presented a numbered Memorial Print depicting signal fires which were built in much the same way as the scouts build their council fires. He said these fires were built twenty-three feet high and twenty-three feet at the base, which is the size of an average one family house. He said these fires were built along the west shore of the Hudson River as signal fires. They date back to Revolutionary War Days and were used by General Washington to announce the cessation of hostilities in April of 1783. Mr. Donnellen said the Viet Nam Veterans came together last year and decided to build these fires again along the west shore. They were built on mountain tops because in Viet Nam mountains were our safe area. The fires were built as beacons for the patrols that were still out there and had not yet come home. Mr. Donnellen stated that this year the idea would go across the country and they had already heard from some twenty states that would be burning these fires on Memorial Day. The fire in the picture is the one which took place on the pier in Piermont and over the print are superimposed the names of the forty-six men from this county who went to Viet Nam and didn't return, forty-five of whom were killed in action. The forty-sixth man from Stony Point is still missing. He was shot down over the north in July of 1966 and has yet to be heard from. Mr. Donnellen presented the print to the Town to honor the men whose names are on there.

Mr. Donnellen also presented the Town Board with the POW/MIA flag. He said there are a total of 2,400 men missing from the Viet Nam War and nearly 8,000 missing from Korea. He said the presented flag symbolizes all the men missing from all other wars and all people being held against their will. He asked the Town Board to fly this flag, at least for this presidential year until Election Day, to keep a high visibility and let people know so that the issue will not die.

Supervisor thanked Mr. Donnellen on behalf of the Town and said he would have the print framed so that it can be hung in the Town Hall. He said if there were no objections from Town Board members he certainly had no objection to having the presented flag hung on the flag mast outside the Town Hall. The Supervisor said he would present the flag to Mr. Maneri, who is a member of the American Legion Post across from Town Hall, who would surely know how to hang this flag in the proper fashion.

Supervisor opened the public portion of the meeting.

Appearance: Mrs. Zippy Fleisher
New City, New York

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Mrs. Fleisher stated that she is a democrat from Clarkstown and was so stating that, because she was here to talk about a republican. She said many of the democrats, and she was sure some republicans, are not happy about the treatment which Dr. David Kraushaar is receiving at the hands of the Town Board. She stated that they feel something has gone wrong in the Board's attitude toward him. She said he did not deserve to be demoted in favor of somebody who hasn't been on the ZBA very long. There is talk about his replacement and she said they all hoped that the Board would reconsider and keep him on the ZBA. He has done an excellent job. She said they may not always agree with him but he is certainly better qualified than a great many people and should stay on the ZBA.

Appearance: Mrs. Lucille Bifano
West Nyack, New York

Mrs. Bifano stated that she was opposed to the landfill being offered as an incinerator site. She said they have lived for forty years with a landfill in West Nyack and have at times taken Westchester's garbage, Orangetown's garbage and are now taking Ramapo's garbage. She stated that they are living with the smell and the toxins which come from the landfill and that their families suffer from this. She went on to state that they have been threatened with a mall in West Nyack whose cars will spew out toxins into the atmosphere. She said they understood that a railroad line is interested in coming back where they will be idling diesels, spewing more toxins into the atmosphere, and now we are threatened with an incinerator which will spill even more toxins into the atmosphere where we have to live and our children have to live. She said political expediency aside you must look for another site as there are other sites available in Clarkstown rather than to dump more into an area that is oversaturated with toxins now. It behooves this board to be very careful what they do in this situation because she said we will not sit still for it.

Supervisor said it was not offered as the top site - it was offered as "a" site. He said the purpose of offering it as a site is to indicate that the Town of Clarkstown is willing to at least put itself in the forefront of trying to come to some sort of solution to solid waste in Rockland County. He said we have a resolution here that will relate to having an environmental impact statement done on various sites from the standpoint of incineration or landfilling. Those sites will be investigated if there is agreement with the County. If there is no agreement with the County than the two towns (Clarkstown and Ramapo) that are willing to do something in this regard will then have to find either a method of incineration or a method of landfilling on their own to solve the problem. The offering of the site south of the Landfill is in no way indicative that this is "The Site." This was basically in place of the Dexter site which had been mentioned by the County. Again, this site has some inherent problems to it but if it were to be considered it would have to be approved by the DEC for two permits - one a permit to fill to build something on it and another to construct a building on it. He said we are prepared tonight to consider a resolution which would ask the County to fund an environmental impact statement on that site.

Appearance: Mrs. Rosemary Seery
125 Flitt Street
West Nyack, New York

Mrs. Seery said Ramapo had a landfill and allowed it to become contaminated. Ramapo sued the DEC to keep their landfill open and Ramapo still had to have their landfill closed. They procrastinated and finally came begging to us to take their garbage. She said she does not believe that there will be a landfill nor will there be an incinerator or a sludge plant in Ramapo because the property in Ramapo sits above our very water

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supply. We should not be so naive as to enter into an agreement with a town that has been so blatantly open about their position against the DEC. She said we claim we want to work with the DEC and yet we are working with a town that has disregarded the DEC's position. She said incineration is in legislation and there is a proposal to possibly ban it altogether. She said we must look for other alternatives and we all must become much more aware and informed and we need the time to do so.

Supervisor said this year we will see Clarkstown commit \$2,000,000.00 in terms of a recycling program which will be, when implemented, second to none. Whatever solution is chosen, whether it be landfilling or burning in the future, recycling must be a part of it and recycling is not a substitute. A couple of weeks ago people got up and said because you are considering a landfill or burn facility somehow recycling is going to get lost in the shuffle. That is not the case. We are not committing \$2,000,000.00 in Clarkstown just to go through the motions. We are not naive enough to think that you can recycle 100% but we are hopeful that we can get somewhere between 20% and 30% of the waste stream into the recycling and, as we move forward, to take out the plastics, which must be taken out.

Supervisor went on to say that if we go to any sites, whether it be for a landfill or a resource recovery plant, (we are talking five or six years down the road) that will give us five or six years of recycling in the community to change the attitudes of people in terms of how they dispose of garbage. Recycling will be here in Clarkstown and it will be well underway by the end of the year in at least three areas. Plastics will be added to it, once the other three areas have proven to be successful, and it will be done systematically with the recycling plant, with trucks and with a mobilization of the public. We are not looking at any solution, whether it be a landfill or an incinerating plant, whether we do it with the County or whether we do it with Ramapo, or whether we end up doing it by ourselves, without a recycling program. It is the key to it but recycling alone is not everything.

Mrs. Seery said she had gone to meetings regarding Ramapo and the sludge plant and every expert who spoke said it would be economically feasible to have not only the incinerator for our garbage, but for the sludge as well, side by side. Once we get the incinerator for garbage we would probably have the incinerator for the sludge plant as well. She said in the Journal News today it stated that the resolution was to be read tonight - not "is to be read" but "was to be read." She said that wording may have kept some people away who probably would have come if they knew the resolution was tonight.

Appearance: Mr. Alan Brenner, Vice President of
the Southern Clarkstown Civic Association
Central Nyack, New York

Mr. Brenner said he was representing members of the association and residents of West Nyack. He said it would appear there is a total insensitivity towards the people of West Nyack by certain members of this Town Board. Time and again this Board has offered us up as sacrificial lambs for every conceivable project to be placed in Clarkstown. We will not be placed in a position, as pawns, to benefit your political careers. He mentioned that he had been present at a meeting where there was present board members and respective supervisors for the five towns of Rockland. Each and every town protected their citizens and explained that they wished to learn more about incineration and would be willing to evaluate alternatives to disposing of garbage, such as recycling, before making an intelligent choice. One lone Clarkstown councilperson, that night, offered a spot within West Nyack adjacent to our landfill. He said he sincerely believes that this Board knows

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little about the ramifications of incineration, yet they are quick to play with the health and well being of the people of West Nyack. He said that is Mrs. Smith's track record when it concerns West Nyack issues that have confronted the Town Board. He said it is their opinion that her decisions lack rationale and thought. If the Town Board believes that they must become the saviors of Rockland County and burn garbage in our backyards and then accept the toxic residue as well, then he would submit that they try to find another suitable location within this Town for that project.

Supervisor said under no circumstances would any of the sites mentioned (the Nyack Drive-In or the land adjacent to it in the Town of Clarkstown) be suitable for an ash residue. That would never be. The only thing they could consider there is some sort of incineration plant. That is not necessarily going to happen because it has to pass environmental tests like any other site would.

Appearance: Mr. John Lodico
2 Birch Lane
New City, New York

Mr. Lodico said as part of the program recycling is essential. He noted that probably the maximum you could remove from the stream by recycling would be approximately 20%. He said at the conclusion of the public hearing among the five towns it appeared that there would only be two players. Three of the five indicated that they definitely did not want any of this in their town. He said in view of the fact that we have a limited amount of commercial land this Town should take a strong position that the Dexter parcels not be considered even to have a study, in as much as this is a large parcel of land with a practical implication to a good ratable coming to our community. The Town should stand firm indicating that we have offered a site should it meet all of the requirements of the DEC and governmental agencies. Under no circumstances should we consider the Dexter parcel as one to be considered at all.

Mr. Lodico said he would like the new Town Board to consider terminating the lease on a recreation building on Route 303 and review the contract since there is a two year notice situation dealing with that particular building. Have it properly assessed at the present time so that when you negotiate to eliminate that lease and build on the land that's appropriate for the town, that they would not scream and say now you've closed our lease and doubled or tripled our assessment. He said those of you who are familiar with the parcel, if you review it you'll see that it is assessed for \$100,000.00, which is probably one third or one quarter of its natural value. The first thing the Town Board should do is evaluate at its proper market value for the tax assessment, then give two years' notice, and then start a program to evaluate the benefits of building our own recreation facility on Town owned land as well as evaluating tax loss on this parcel for a period of ten years and what it would cost us and have nothing at the end of ten years. The tax renumeration would amortize the building as well as having it on their own land and it would go back on the public rolls as a tax ratable.

Mr. Lodico also spoke regarding the new Superintendent of Highways, Mr. D'Antoni, and would like to bring back an old issue that goes back to when he (Mr. Lodico) was on the Town Board - Item No. 13 on the Capital Projects - was the revamping of and making Red Hill Road a safety project. He said once again he would like the Town Board to review it in as much as Mr. Lampert, the Town Board's expert in traffic, has indicated it as one of the three top dangerous curves and corners as well as the sidewalk encroaching out into the road near a school.

Appearance: Mr. John Cuff
West Nyack, New York

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Mr. Cuff said he wanted to thank Supervisor Holbrook for taking the initiative with regard to solid waste in Rockland County. He said our County government does not want to stand up to the issue of doing anything about it except talk and hire consultants. He said he did not know in what direction the Supervisor was going but he was sure it would be in the best interests of the people and hopefully it will not infringe on the life styles of anyone in West Nyack. He said everyone is very concerned about the landfill down there but the landfill has been there for a long time and it has reached a point where it is coming to the end of its life expectancy and something has to be done. He thanked the Supervisor for at least opening the book and taking a look and arousing some kind of interest to get something done.

Mr. Cuff also spoke about the purchase of Street School. He said he did not understand why we have to buy something that we already own. This is \$1.8 million dollars for a school that has been in the school district for seventy or seventy-five years and the taxpayers have been paying for it and maintaining it for that length of time and now all of sudden we have to buy it.

Supervisor said 11 acres goes with that too. Mr. Cuff said but that is our acreage. It belongs to you and me and everyone else sitting in this room. He said he understood that proposals are coming up where we will be doing some big spending up there at Street School as far as capital improvements and things. He said he supposed this was all part of a glorious package to get another big dynasty going here in Clarkstown. He said he hoped that when this dynasty comes to be that the citizens of Clarkstown, and not just the chosen few or a chosen little circle, are going to have a little bit of say as to how money is going to be spent up there and what is going to be done. To go in and start pouring hundreds of thousands and maybe millions of dollars into that facility is completely out of order especially since we are moving toward recycling and solid waste disposal. Go cautiously rather than just taking our dollars and trying to do too much all at the same time. Mr. Cuff said he looked back on our bonding resolutions in the past few years from Parks and Recreation and from a couple of other projects which show him that someone didn't do their homework the last time. If there are going to be extensive changes made up at Street School he hoped that someone would do their homework and maybe we need a few more people in the classroom to make sure that the homework does get done properly.

Supervisor said the highest priority of the Town at this time is the recycling program because that is the one that touches everyone. With the purchase of Street School and all of the senior programs there we have anticipated some improvements to that facility to accommodate them and possibly recreation staff as well. He said there is always the possibility of improvement of ballfields there which would add to the 13 acres we already own from the Archdiocesan land. We now have about 30 acres there and there are plans to improve that. He said if we are to rank things in terms of priority in the Town this year the highest priority is the garbage situation and particularly the recycling program which is the one thing that there is unanimity on. By the end of this year Clarkstown will be far ahead of any place else in terms of a systematic approach to it so that it actually can take 20% out of the waste stream and not be haphazard. Supervisor said Mr. Cuff is right and we are considering improvements to the Street School.

Mr. Cuff said that he hoped we would do it once and do it right. He said people will criticize you if you make a mistake. If you don't do anything you can't be criticized because you never took a chance. We are at the point now where we have to do something as far as the landfill goes.

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Appearance: Mr. Joseph Kubran
New City, New York

Mr. Kubran said up until a couple of years ago there were five generations living in Rockland County. There are four now. He stated that he has been very active in the Community. Our County Legislators in the past all made promises about the solid waste problem being addressed. It was addressed and buried but the garbage wasn't buried or taken care of. He felt there was only one official in the Town who was addressing that problem and that is Charlie Holbrook. He stated that he was sure the Supervisor had the support of his board. He commended the Supervisor for the course he was taking and he hoped that his position would be supported.

Appearance: Mr. Nat Rabinowitz
West Nyack, New York

Mr. Rabinowitz asked what was being done regarding composting, such as leaves and organic matter? Supervisor said a meeting was being held on January 14th with Mr. Beng Oii regarding a composting facility in the Town of Clarkstown on French Farms which would simply be for leaves and nothing else. All leaves in the Town will be taken to that facility once it is prepared. Once the weather breaks that facility will be in operation.

Mr. Rabinowitz said that in order to compost leaves quickly you need manure and there are several horse boarding facilities in this Town. Compost can then be made in as little as fourteen days. Supervisor said the composting will be done as scientifically as possible and the leaves will be done in a relatively short period of time without odor. The compost will then either be sold or given to residents to be used in their yards. Mr. Rabinowitz said if it is done properly there is no odor.

Mr. Rabinowitz said with regard to all the garbage the Town produces almost everything is organic except for plastics and metal. Everything is biodegradable into the earth. He said almost 50% of the garbage produced in people's homes can be returned to the earth and is biodegradable and if people could be educated to do that they would produce a third less garbage than they produce now.

Mr. Rabinowitz said tons of wood are taken away during bulk pick-up. This could be thrown into a wood chipper, ground up becoming biodegradable and thus could become compost also. Supervisor said a lot of stuff picked up in bulk will be separated out - the white goods as well as the tires. If material can be composted certainly it is good for people to do it in their backyard. That does not constitute the problem if it is going to be burned, if we look at it from a burning point of view. Mr. Rabinowitz said if you burn it the ashes go into the ground too. Supervisor said the problem with the burning is with the plastic and that is why recycling is such a big part of anything we do. Mr. Rabinowitz said if he could be of any help in the future with regard to composting he would like to offer his services.

RESOLUTION NO. (44-1988)

AUTHORIZING TOWN ATTORNEY
TO DEFEND AN ACTION AGAINST
FELDI, BRITTANY HOMES,
INC., PLANNING BOARD OF THE
TOWN OF CLARKSTOWN,
BUILDING INSPECTOR OF THE
TOWN OF CLARKSTOWN AND THE
TOWN OF CLARKSTOWN

Co. Maloney offered the following resolution:

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RESOLUTION NO. (44-1988) Continued

WHEREAS, an action has been instituted against the Town of Clarkstown entitled as follows:

EDWARD P. KALLEN, ELIZABETH KALLEN
and ANA KESSLER,

Plaintiffs,

-against-

MARTIN FELDI, BRITTANY HOMES, INC.
RICHARD J. PARIS, RUDOLPH J. YACYSHYN
JOSEPH CENTRA, JOSEPH MARAIA, WILLIAM
NEST and HAROLD SCHWEITZER, constituting
the Planning Board of the Town of Clarkstown,
GERALD D. COLUCCI, Building Inspector
of the Town of Clarkstown and the TOWN OF
CLARKSTOWN,

Defendants.

NOW, THEREFORE, be it

RESOLVED, that the Town Attorney is hereby authorized to take all necessary steps to defend said action.

Seconded by Co. Carey

On roll call the vote was as follows:

Councilman Carey.....Yes
Councilman Kunis.....Yes
Councilman Maloney.....Yes
Councilwoman Smith.....Yes
Supervisor Holbrook.....Yes

RESOLUTION NO. (45-1988)

AWARDING BIDS FOR BID #8-1988 - ATHLETIC AND RECREATION SUPPLIES (ANACONDA-KAYE SPORTS, PASSON'S SPORTS, BSN CORP., MORLEY ATHLETIC SUPPLY CO., INC., FLAGHOUSE, CHAMPION PRODUCTS INC. AND KENMAR) - CHARGE TO VARIOUS ACCOUNTS

Co. Carey offered the following resolution:

RESOLVED, based upon the recommendation of the Director of Purchasing and in concurrence with the Superintendent of Recreation and Parks, that the bid furnishing Athletic and Recreation Supplies is hereby awarded to the following low bidders who have met the specifications:

BID 8-1988 - ATHLETIC AND RECREATION SUPPLIES

Anaconda-Kaye Sports
1221 Ulster Avenue
Kingston, N.Y. 12401

Flaghouse
150 N. MacQuesten Parkway
Mt. Vernon, N.Y. 10550

Passon's Sports
1017 Arch Street
Philadelphia, PA. 19107

Champion Products, Inc.
3141 Monroe Avenue
Rochester, N.Y. 14618

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RESOLUTION NO. (45-1988) Continued

BSN Corp.
Box 7726
Dallas, Texas 75209

Kenmar
1578 White Plains Road
Bronx, New York

Morley Athletic Supply Co., Inc.
P.O. Box 557
Amsterdam, N.Y. 12010

(Schedule of Awards and Prices on File in Town Clerk's Office)

GROSS TOTAL FOR ALL ITEMS: \$29,042.63

and be it

FURTHER RESOLVED, that this amount \$29,042.63 be charged against accounts:

7310-307.....	\$13,654.28
7140-307.....	450.72
7180-307.....	4,404.68
7210-307.....	350.00
7141-329.....	1,106.01
7310-329.....	7,014.68
7620-329.....	1,826.80
7180-329.....	235.46

and be it

FURTHER RESOLVED, that no bid awarded to items #38, 50, 55, 73 and 74.

Seconded by Co. Maloney

On roll call the vote was as follows:

Councilman Carey.....	Yes
Councilman Kunis.....	Yes
Councilman Maloney.....	Yes
Councilwoman Smith.....	Yes
Supervisor Holbrook.....	Yes

RESOLUTION NO. (46-1988)

AWARDING BID FOR BID
#9-1988 -INSTALLATION OF
THREE PHASE ELECTRIC POWER
AT FOREST BROOK PUMP
STATION (SIE-DEL ELECTRICAL
CONTRACTORS, INC.)

Co. Maloney offered the following resolution:

RESOLVED, that based upon the recommendation of the Director of the Department of Environmental Control and the Director of Purchasing that

BID #9-1988
INSTALLATION OF THREE PHASE ELECTRIC
POWER AT FOREST BROOK PUMP STATION

is hereby awarded to:

SEI-DEL ELECTRICAL CONTRACTORS, INC.
61 Route 59A
Nanuet, New York 10954

as per their low bid proposal of \$12,649.00, and be it

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RESOLUTION NO. (46-1988) Continued

receipt of FURTHER RESOLVED, that said award is subject to the

- a) Certificate of Liability and Workers Compensation Insurance Coverage as detailed in bid specifications.
- b) Performance Bond - 100% of project costs as also detailed in bid specifications.

Seconded by Co. Smith

On roll call the vote was as follows:

Councilman Carey.....Yes
 Councilman Kunis.....Yes
 Councilman Maloney.....Yes
 Councilwoman Smith.....Yes
 Supervisor Holbrook.....Yes

RESOLUTION NO. (47-1988)

AUTHORIZING DIRECTOR OF PURCHASING TO ADVERTISE FOR BIDS FOR BID #20-1988 - HIGHWAY SIGNING & ROAD MAINTENANCE SUPPLIES

Co. Carey offered the following resolution:

RESOLVED, that the Director of Purchasing is hereby authorized to advertise for bids for:

BID #20-1988
HIGHWAY SIGNING & ROAD MAINTENANCE SUPPLIES

bids to be returnable to the Office of the Director of Purchasing, 10 Maple Avenue, New City, New York by 11:00 A.M. on Wednesday, February 10, 1988 at which time bids will be opened and read, and be it

FURTHER RESOLVED, tht bid specifications and proposal documents can be obtained at the Office of the Clarkstown Director of Purchasing.

Seconded by Co. Maloney

On roll call the vote was as follows:

Councilman Carey.....Yes
 Councilman Kunis.....Yes
 Councilman Maloney.....Yes
 Councilwoman Smith.....Yes
 Supervisor Holbrook.....Yes

RESOLUTION NO. (48-1988)

AUTHORIZING DIRECTOR OF PURCHASING TO ADVERTISE FOR BIDS FOR BID #19-1988 - PRINTING OF 1988 RECREATION & PARKS BROCHURE

Co. Carey offered the following resolution:

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RESOLUTION NO. (48-1988) Continued

RESOLVED, that the Director of Purchasing is hereby authorized to advertise for bids for:

BID #19-1988
PRINTING OF 1988 RECREATION AND PARKS BROCHURE

bids to be returnable to the Office of the Director of Purchasing, 10 Maple Avenue, New City, New York by 11:00 A.M. on Thursday, February 4, 1988 at which time bids will be opened and read, and be it

FURTHER RESOLVED, that bid specifications and proposal documents can be obtained at the Office of the Clarkstown Director of Purchasing.

Seconded by Co. Maloney

On roll call the vote was as follows:

Councilman Carey.....Yes
Councilman Kunis.....Yes
Councilman Maloney.....Yes
Councilwoman Smith.....Yes
Supervisor Holbrook.....Yes

RESOLUTION NO. (49-1988)

AUTHORIZING DIRECTOR OF PURCHASING TO ADVERTISE FOR BIDS FOR BID #18-1988 - TRAFFIC SIGNAL AT CHURCH STREET/COLLEGE AVENUE, BLAUVELT ROAD, NANUET, NEW YORK

Co. Carey offered the following resolution:

RESOLVED, that the Director of Purchasing is hereby authorized to advertise for bids for:

BID #18-1988
TRAFFIC SIGNAL AT CHURCH STREET/COLLEGE AVE.
BLAUVELT ROAD, NANUET, N.Y.

bids to be returnable to the Office of the Director of Purchasing, 10 Maple Avenue, New City, New York by 11:00 A.M. on Thursday, February 11, 1988 at which time bids will be opened and read, and be it

FURTHER RESOLVED, that bid specifications and proposal documents can be obtained at the Office of the Clarkstown Director of Purchasing.

Seconded by Co. Maloney

On roll call the vote was as follows:

Councilman Carey.....Yes
Councilman Kunis.....Yes
Councilman Maloney.....Yes
Councilwoman Smith.....Yes
Supervisor Holbrook.....Yes

RESOLUTION NO. (50-1988)

AUTHORIZING DIRECTOR OF
PURCHASING TO ADVERTISE FOR
BIDS FOR BID #17-1988 -
RELOCATION OF A STREAM AT
THE CLARKSTOWN SANITARY
LANDFILL

Co. Carey offered the following resolution:

RESOLVED, that the Director of Purchasing is hereby
authorized to advertise for bids for:

BID #17-1988
RELOCATION OF A STREAM AT THE CLARKSTOWN SANITARY LANDFILL

bids to be returnable to the Office of the Director of Purchasing,
10 Maple Avenue, New City, New York by 11:00 A.M. on Monday,
February 8, 1988 at which time bids will be opened and read, and be
it

FURTHER RESOLVED, that bid specifications and proposal
documents can be obtained at the Office of the Clarkstown Director
of Purchasing.

Seconded by Co. Maloney

On roll call the vote was as follows:

Councilman Carey.....Yes
Councilman Kunis.....Yes
Councilman Maloney.....Yes
Councilwoman Smith.....Yes
Supervisor Holbrook.....Yes

RESOLUTION NO. (51-1988)

AUTHORIZING DIRECTOR OF
PURCHASING TO ADVERTISE FOR
BIDS FOR BID # 21-1988 -
SANITARY SEWER SYSTEM AND
PUMP STATION ROUTE 303,
WEST NYACK

Co. Carey offered the following resolution:

RESOLVED, that the Director of Purchasing is hereby
authorized to advertise for bids for:

BID #21-1988
SANITARY SEWER SYSTEM AND PUMP STATION ROUTE 303, WEST NYACK

bids to be returnable to the Office of the Director of Purchasing,
10 Maple Avenue, New City, New York by 2:00 P.M. on Monday, February
29, 1988 at which time bids will be opened and read, and be it

FURTHER RESOLVED, that bid specifications and proposals
documents can be obtained at the Office of the Clarkstown Director
of Purchasing.

Seconded by Co. Maloney

On roll call the vote was as follows:

Councilman Carey.....Yes
Councilman Kunis.....Yes
Councilman Maloney.....Yes
Councilwoman Smith.....Yes
Supervisor Holbrook.....Yes

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RESOLUTION NO. (52-1988)

AUTHORIZING DIRECTOR OF
PURCHASING TO ADVERTISE FOR
BIDS BID #22-1988 - 1988
FORD L800 DUMP TRUCKS WITH
SALT SPREADERS AND SNOW
PLOWS

Co. Carey offered the following resolution:

RESOLVED, that the Director of Purchasing is hereby
authorized to advertise for bids for:

BID #22-1988
1988 FORD L800 DUMP TRUCKS WITH SALT SPREADERS AND SNOW PLOWS

bids to be returnable to the Office of the Director of Purchasing,
10 Maple Avenue, New City, New York by 11:00 A.M. on Friday,
February 19, 1988 at which time bids will be opened and read, and be
it

FURTHER RESOLVED, that bid specifications and proposal
documents can be obtained at the Office of the Clarkstown Director
of Purchasing.

Seconded by Co. Maloney

On roll call the vote was as follows:

Councilman Carey.....Yes
Councilman Kunis.....Yes
Councilman Maloney.....Yes
Councilwoman Smith.....Yes
Supervisor Holbrook.....Yes

RESOLUTION NO. (53-1988)

AUTHORIZING SUPERINTENDENT
OF HIGHWAYS TO INSTALL "NO
PARKING" SIGNS - CIRCLE OF
WARD DRIVE, CENTRAL NYACK

Co. Smith offered the following resolution:

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

"No Parking Monday - Friday 8:00 A.M. - 4:00 P.M.
on the circle of Ward Drive, Central Nyack

and be it

FURTHER RESOLVED, that the Town Clerk be directed to
forward copies of this resolution to the Superintendent of Highways,
Anthony D'Antoni, for implementation.

Seconded by Co. Maloney

On roll call the vote was as follows:

Councilman Carey.....Yes
Councilman Kunis.....Yes
Councilman Maloney.....Yes
Councilwoman Smith.....Yes
Supervisor Holbrook.....Yes

RESOLUTION NO. (54-1988)

AUTHORIZING SUPERINTENDENT
OF HIGHWAYS TO INSTALL STOP
SIGN NORTHSIDE OF LAKE ROAD
AT OLD LAKE ROAD, CONGERS,
NEW YORK

Co. Smith offered the following resolution:

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

A Stop Sign on the northside of Lake Road
at Old Lake Road, Congers, New York

and be it

FURTHER RESOLVED, that the Town Clerk be directed to
forward copies of this resolution to the Superintendent of Highways,
Anthony D'Antoni, for implementation.

Seconded by Co. Maloney

On roll call the vote was as follows:

Councilman Carey.....Yes
Councilman Kunis.....Yes
Councilman Maloney.....Yes
Councilwoman Smith.....Yes
Supervisor Holbrook.....Yes

RESOLUTION NO. (55-1988)

AUTHORIZING LANDFILL TO
REMAIN OPEN ON CERTAIN
LEGAL HOLIDAYS (ACCOUNT
#A-8160-111)

Co. Maloney offered the following resolution:

WHEREAS, the Town Board adopted Local Law #13 amending
Section 63-5 (Days of Operation) of Chapter 63 of the Town Code
(Landfills); and

WHEREAS, the Director of the Department of
Environmental Control has recommended that the landfill be open to
accept solid waste from licensed carters in Clarkstown, Orangetown
and Ramapo on the following holidays: Martin Luther King's Birthday;
Lincoln's Birthday; Washington's Birthday; Columbus Day; Election
Day; and Veterans' Day;

NOW, THEREFORE, be it

RESOLVED, that authorization is granted to the Director
of the Department of Environmental Control to allow the landfill to
remain open on the holidays requested; and and be it

FURTHER RESOLVED, that \$6,000.00 necessary for overtime
be transferred from contingency funds to appropriation account #A
8160-111.

Seconded by Co. Carey

On roll call the vote was as follows:

Councilman Carey.....Yes
Councilman Kunis.....Yes
Councilman Maloney.....Yes
Councilwoman Smith.....Yes
Supervisor Holbrook.....Yes

ABE545

RESOLUTION NO. (56-1988)

BOND RESOLUTION AUTHORIZING
PURCHASE OF LAND AND
BUILDING SITUATED THEREON -
RECREATION AND PARK
PURPOSES (STREET SCHOOL
PROPERTY)

Co. Carey offered the following resolution:

BOND RESOLUTION OF THE TOWN OF CLARKSTOWN, NEW YORK, ADOPTED JANUARY 12, 1988, AUTHORIZING THE PURCHASE OF LAND AND THE BUILDING SITUATED THEREON FOR USE BY SAID TOWN FOR RECREATION AND PARK PURPOSES, STATING THE ESTIMATED MAXIMUM COST THEREOF IS \$1,900,000, APPROPRIATING SAID AMOUNT THEREFOR, INCLUDING THE APPROPRIATION OF \$180,000 CURRENT FUNDS TO PROVIDE THE REQUIRED DOWN PAYMENT, AND AUTHORIZING THE ISSUANCE OF \$1,720,000 SERIAL BONDS OF SAID TOWN TO FINANCE THE BALANCE OF 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 "Town"), is hereby authorized to purchase the real property and the building situated thereon, which are known as 31 Zukor Road and designated on the Tax Map of the Town of Clarkstown as Section 61, Block A, Lot 8, for use by said Town for recreation and park purposes, including grading or improvement of the site, original furnishings, equipment, machinery or apparatus required for the purpose for which said building is to be used. The estimated maximum cost of said specific object or purpose, including preliminary costs and costs incidental thereto and the financing thereof, is \$1,900,000 and said amount is hereby appropriated therefor, including the appropriation of \$180,000 current funds to provide the down payment required by the Law, as hereinafter defined. The plan of financing includes the expenditure of said current funds and the issuance of \$1,720,000 serial bonds of the Town to finance the balance of said appropriation, and the levy and collection of taxes on all the taxable real property in the Town to pay the principal of said bonds and the interest thereon as the same shall become due and payable.

Section 2. Serial bonds of the Town in the principal amount of \$1,720,000, 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 "Law") to finance the balance of said appropriation not provided by said current funds.

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

(a) The existing building which is to be acquired is of Class "A" construction as defined by Section 11.00 a. 11(a) of the Law and the period of probable usefulness of said specific object or purpose for which said \$1,720,000 serial bonds authorized pursuant to this resolution are to be issued, within the limitation of Sections 11.00 a. 11(a) and 21 of the Law, is thirty (30) years.

(b) Current funds are required by the Law to be provided prior to the issuance of the bonds authorized by this resolution or any bond anticipation notes issued in anticipation thereof and such current funds in the amount of \$180,000 will be provided from moneys now available therefor in the current budget of the Town under the heading "Captial No. 2 Account No. H 7141 409." The Supervisor is hereby authorized and directed to set aside said

Continued on Next Page

RESOLUTION NO. (56-1988) Continued

current funds and to apply same solely to said specific object or purpose herein described.

(c) The proposed maturity of the bonds authorized by this resolution will exceed five (5) years.

Section 4. Each of the bonds authorized by this resolution and any bond anticipation notes issued in anticipation of the sale of said bonds shall contain the recital of validity as prescribed by Section 52.00 of the Law and said bonds and any notes issued in anticipation of said bonds, shall be general obligations of the Town, payable as to both principal and interest by general tax upon all the taxable real property within the Town without limitation of rate or amount. The faith and credit of the Town are hereby irrevocably pledged to the punctual payment of the principal of and interest on said bonds and any notes issued in anticipation of the sale of said bonds and provision shall be made annually in the budget of the Town by appropriation for (a) the amortization and redemption of the bonds and any notes in anticipation thereof to mature in such year and (b) the payment of interest to be due and payable in such year.

Section 5. Subject to the provisions of this resolution and of the Law and pursuant to the provisions of Section 30.00 relative to the authorization of the issuance of bond anticipation notes and of Section 50.00 and Sections 56.00 to 60.00 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 notes, 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 are not substantially complied with,

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

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

Section 7. This bond resolution is subject to permissive referendum.

* * *

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

AYES: Maloney, Carey, Smith, Holbrook

NOES: None

ABSTAIN: Kunis

The resolution was declared adopted.

ABE545

RESOLUTION NO. (57-1988)

AUTHORIZING TOWN CLERK TO
PUBLISH BONDING RESOLUTION
RE: PURCHASE OF LAND AND
BUILDING SITUATED THEREON
FOR USE BY RECREATION AND
PARK DEPARTMENT (STREET
SCHOOL)

Co. Carey offered the following resolution:

THE TOWN BOARD OF THE TOWN OF CLARKSTOWN, IN THE COUNTY
OF ROCKLAND, NEW YORK, HEREBY RESOLVES AS FOLLOWS:

Section 1. The Town Clerk of said Town of Clarkstown shall within ten (10) days after the adoption of this resolution cause to be published, in full, in "THE JOURNAL NEWS," a newspaper published in the County of Westchester, New York, having a general circulation within said Town and hereby designated the official newspaper of the Town for such publication and posted on the sign board of the Town maintained pursuant to the Town Law, a Notice in substantially the following form:

TOWN OF CLARKSTOWN, NEW YORK

PLEASE TAKE NOTICE that on January 12, 1988, the Town Board of the Town of Clarkstown, in the County of Rockland, New York, adopted a bond resolution entitled:

"Bond Resolution of the Town of Clarkstown, New York, adopted January 12, 1988, authorizing the purchase of land and the building situated thereon for use by said Town for recreation and park purposes, stating the estimated maximum cost thereof is \$1,900,000, appropriating said amount therefor, including the appropriation of \$180,000 current funds to provide the required down payment, and authorizing the issuance of \$1,720,000 serial bonds of said Town to finance the balance of said appropriation,"

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

FIRST: AUTHORIZING said Town to purchase the real property and the building situated thereon, which are known as 31 Zukor Road and designated on the Tax Map of the Town of Clarkstown as Section 61, Block A, Lot 8, for use by said Town for recreation and park purposes, including grading or improvement of the site, original furnishings, equipment, machinery or apparatus required for the purpose for which said building is to be used; and STATING the estimated maximum cost of said specific object or purpose, including preliminary costs and costs incidental thereto and the financing thereof, is \$1,900,000; APPROPRIATING said amount therefor, including the appropriation of \$180,000 current funds to provide the down payment required by the Law, as hereinafter defined; STATING the plan of financing includes the expenditure of said current funds, the issuance of \$1,720,000 serial bonds of the Town to finance the balance of said appropriation, and the levy of a tax upon all the taxable real property within the Town to pay the principal of said bonds and interest thereon;

SECOND: AUTHORIZING the issuance of \$1,720,000 serial bonds of the Town pursuant to the Local Finance Law of the State of New York (the "Law") to finance the balance of said appropriation not provided by said current funds;

THIRD; DETERMINING and STATING that the building which is to be acquired is of Class "A" construction and the period of probably usefulness of the specific object or purpose for which said \$1,720,000 serial bonds are to be issued is thirty (30) years;

Continued on Next Page

current funds are required by the Law to be provided prior to the issuance of the bonds or any notes in anticipation thereof and such current funds are available therefor in the amount of \$180,000 in the current budget of the Town; and DIRECTING the Supervisor to set aside said current funds and apply the same solely to said specific object or purpose; and the proposed maturity of said \$1,720,000 serial bonds will exceed five (5) years;

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

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

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

DATED: January 12, 1988

Patricia Sheridan,
Town Clerk

ABE545

Section 2. After said bond resolution shall take effect, the Town Clerk is hereby directed to cause said bond resolution to be published, in full, in the newspaper referred to in Section 1 hereof, and hereby designated the official newspaper for said publication, together with a Notice in substantially the form as provided by Section 81.00 of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York.

Section 3. This resolution shall take effect immediately.

* * *

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

AYES: Maloney, Carey, Smith, Holbrook

NOES: None

ABSTAIN: Kunis

Councilman Kunis stated that as a member of the School Board he had voted to sell this property to the Town and so to remove any suspicion of a conflict of interest he was abstaining.

The resolution was declared adopted.

RESOLUTION NO. (58-1988)

AUTHORIZING PURCHASE OF
STREET SCHOOL (MAP 61,
BLOCK A, LOT 8) FOR
RECREATIONAL AND PARK
PURPOSES - CHARGE TO
CAPITAL NO. 2 FUND, ACCOUNT
NO. H 7141-409

Co. Carey offered the following resolution:

WHEREAS, the Town Board has authorized the purchase of Street School by the Town of Clarkstown (Map 61, Block A, Lot 8), which facility is intended to be used for recreational and park purposes, pursuant to Town Board Resolution adopted on July 14, 1987, and

Continued on Next Page

RESOLUTION NO. (58-1988) Continued

WHEREAS, it is necessary for the Town to go to bonding with respect to same, and a bond resolution has been passed on this date which resolution is subject to Permissive Referendum, and

WHEREAS, it is also necessary for the Town to appropriate \$1,720,000.00 from surplus to pay for the purchase of Street Schol pending the sale and receipt of the bond proceeds;

NOW, THEREFORE, be it

RESOLVED, that the sum of \$1,720,000.00 to pay for the cost of said purchase shall be charged to Capital No. 2 Fund, Account No. H-7141-409 after the expiration of the Permissive Referendum period, and be it

FURTHER RESOLVED, that the said sums shall be repaid to said account upon the receipt of the proceeds of said bond sale.

Seconded by Co. Maloney

On roll call the vote was as follows:

Councilman Carey.....	Yes
Councilman Kunis.....	Abstain
Councilman Maloney.....	Yes
Councilwoman Smith.....	Yes
Supervisor Holbrook.....	Yes

RESOLUTION NO. (59-1988)

AUTHORIZING PURCHASE OF
LAND FOR USE BY TOWN OF
CLARKSTOWN (MAP 57, BLOCK
J, LOT 1) (PROPERTY KNOWN
AS COSCIA FORMERLY BOSCO)

Co. Kunis offered the following resolution:

BOND RESOLUTION OF THE TOWN OF CLARKSTOWN, NEW YORK, ADOPTED JANUARY 12, 1988, AUTHORIZING THE PURCHASE OF LAND FOR USE BY SAID TOWN, STATING THE ESTIMATED MAXIMUM COST THEREOF IS \$335,000, APPROPRIATING SAID AMOUNT THEREFOR, INCLUDING THE APPROPRIATION OF \$16,750 CURRENT FUNDS TO PROVIDE THE REQUIRED DOWN PAYMENT, AND AUTHORIZING THE ISSUANCE OF \$318,250 SERIAL BONDS OF SAID TOWN TO FINANCE THE BALANCE OF 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 "Town"), is hereby authorized to purchase the real property known as the Coscia property and designated on the Tax Map of the Town of Clarkstown as Section 57, Block J, Lot 1, for use by said Town. The estimated maximum cost of said specific object or purpose, including preliminary costs and costs incidental thereto and the financing thereof, is \$335,000 and said amount is hereby appropriated therefor, including the appropriation of \$16,750 current funds to provide the down payment required by the Law, as hereinafter defined. The plan of financing includes the expenditure of said current funds and the issuance of \$318,250 serial bonds of the Town to finance the balance of said appropriation, and the levy and collection of taxes on all the taxable real property in the Town to pay the principal of said bonds and the interest thereon as the same shall become due and payable.

Continued on Next Page

RESOLUTION NO. (59-1988) Continued

Section 2. Serial bonds of the Town in the principal amount of \$318,250, 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 "Law") to finance the balance of said appropriation not provided by said current funds.

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

(a) The period of probable usefulness of said specific object or purpose for which said \$318,250 serial bonds authorized pursuant to this resolution are to be issued, within the limitations of Section 11.00 a. 21 of the Law, is thirty (30) years.

(b) Current funds are required by the Law to be provided prior to the issuance of the bonds authorized by this resolution or any bond anticipation notes issued in anticipation thereof and such current funds in the amount of \$16,750 will be provided from moneys now available therefor in the current budget of the Town under the heading "Capital No. 2 Account No. H 5160 409." The Supervisor is hereby authorized and directed to set aside said current funds and to apply same solely to said specific object or purpose herein described.

(c) The proposed maturity of the bonds authorized by this resolution will exceed five (5) years.

Section 4. Each of the bonds authorized by this resolution and any bond anticipation notes issued in anticipation of the sale of said bonds shall contain the recital of validity as prescribed by Section 52.00 of the Law and said bonds and any notes issued in anticipation of said bonds, shall be general obligations of the Town, payable as to both principal and interest by general tax upon all the taxable real property within the Town without limitation of rate or amount. The faith and credit of the Town are hereby irrevocably pledged to the punctual payment of the principal of and interest on said bonds and any notes issued in anticipation of the sale of said bonds and provision shall be made annually in the budget of the Town by appropriation for (a) the amortization and redemption of the bonds and any notes in anticipation thereof to mature in such year and (b) the payment of interest to be due and payable in such year.

Section 5. Subject to the provisions of this resolution and of the Law and pursuant to the provisions of Section 30.00 relative to the authorization of the issuance of bond anticipation notes and of Section 50.00 and Sections 56.00 to 60.00 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 notes, 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 are not substantially complied with,

Continued on Next Page

ABE545

RESOLUTION NO. (59-1988) Continued

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

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

Section 7. This bond resolution is subject to permissive referendum.

* * *

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

AYES: Maloney, Carey, Smith, Kunis, Holbrook

NOES: None

The resolution was declared adopted.

RESOLUTION NO. (60-1988)

AUTHORIZING TOWN CLERK TO PUBLISH BONDING RESOLUTION RE: PURCHASE OF LAND (COSCIA FORMERLY BOSCO PROPERTY) - (MAP 57, BLOCK J, LOT 1)

Co. Kunis offered the following resolution:

THE TOWN BOARD OF THE TOWN OF CLARKSTOWN, IN THE COUNTY OF ROCKLAND, NEW YORK, HEREBY RESOLVES AS FOLLOWS:

Section 1. The Town Clerk of said Town of Clarkstown, shall within ten (10) days after the adoption of this resolution cause to be published, in full, in "THE JOURNAL NEWS," a newspaper published in the County of Westchester, New York, having a general circulation within said Town and hereby designated the official newspaper of the Town for such publication and posted on the sign board of the Town maintained pursuant to the Town Law, a Notice in substantially the following form:

TOWN OF CLARKSTOWN, NEW YORK

PLEASE TAKE NOTICE that on January 12, 1988, the Town Board of the Town of Clarkstown, in the County of Rockland, New York, adopted a bond resolution entitled:

Bond Resolution of the Town of Clarkstown, New York, adopted January 12, 1988, authorizing the purchase of land for use by said Town, stating the estimated maximum cost thereof is \$335,000, appropriating said amount therefor, including the appropriation of \$16,750 current funds to provide the required down payment, and authorizing the issuance of \$318,250 serial bonds of said Town to finance the balance of said appropriation,

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

FIRST: AUTHORIZING said Town to purchase the real property known as the Coscia property and designated on the Tax Map of the Town of Clarkstown as Section 57, Block J, Lot 1, for use by said Town; and STATING the estimated maximum cost of said specific

Continued on Next Page

RESOLUTION NO. (60-1988) Continued

object or purpose, including preliminary costs and costs incidental thereto and the financing thereof, is \$335,000; APPROPRIATING said amount therefor, including the appropriation of \$16,750 current funds to provide the down payment required by the Law, as hereinafter defined; STATING the plan of financing includes the expenditure of said current funds, the issuance of \$318,250 serial bonds of the Town to finance the balance of said appropriation, and the levy of a tax upon all the taxable real property within the Town to pay the principal of said bonds and interest thereon;

SECOND: AUTHORIZING the issuance of \$318,250 serial bonds of the Town pursuant to the Local Finance Law of the State of New York (the "Law") to finance the balance of said appropriation not provided by said current funds;

THIRD: DETERMINING and STATING the period of probable usefulness of the specific object or purpose for which said \$318,250 serial bonds are to be issued is thirty (30) years; current funds are required by the Law to be provided prior to the issuance of the bonds or any notes in anticipation thereof and such current funds are available therefor in the amount of \$16,750 in the current budget of the Town; and DIRECTING the Supervisor to set aside said current funds and apply the same solely to said specific object or purpose; and the proposed maturity of said \$318,250 serial bonds will exceed five (5) years;

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

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

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

DATED: January 12, 1988

Patricia Sheridan,
Town Clerk

Section 2. After said bond resolution shall take effect, the Town Clerk is hereby directed to cause said bond resolution to be published, in full, in the newspaper referred to in Section 1 hereof, and hereby designated the official newspaper for said publication, together with a Notice in substantially the form as provided by Section 81.00 of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York.

Section 3. This resolution shall take effect immediately.

*

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*

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

AYES: Maloney, Carey, Smith, Kunis, Holbrook

NOES: None

The resolution was declared adopted.

ABE545

RESOLUTION NO. (61-1988)

AUTHORIZING ACQUISITION OF
PROPERTY OWNED BY ANTHONY
COSCIA (MAP 57, BLOCK J,
LOT 1) BY EMINENT DOMAIN
PROCEDURE - AUTHORIZING
SUPERVISOR TO ENTER INTO
STIPULATION OF AGREEMENT
WITH CONDEEMNEE

Co. Carey offered the following resolution:

WHEREAS, the Town Board has authorized the acquisition of property owned by Anthony Coscia (Map 57, Block J, Lot 1) by Eminent Domain, for the purpose of constructing a parking facility for the municipality, and pursuant to a resolution adopted on December 8, 1987, the Town Board has authorized the Supervisor to enter into a Stipulation of Agreement with Condemnee, and

WHEREAS, it is necessary for the Town to go to bonding with respect to same, and a bond resolution has been passed on this date which resolution is subject to Permissive Referendum, and

WHEREAS, it is also necessary for the Town to appropriate \$335,000.00 plus interest from surplus to pay for the purchase of the Coscia property pending the sale and receipt of the bond proceeds;

NOW, THEREFORE, be it

RESOLVED, that the sum of \$335,000.00 plus interest to pay for the cost of said purchase shall be charged to Capital No. 2 Fund, Account No. H-5160-409 after the expiration of the Permissive Referendum period, less the five (5%) percent down payment required by the Local Finance Law, and be it

FURTHER RESOLVED, that the said sums shall be repaid to said account upon the receipt of the proceeds of said bond sale.

Seconded by Co. Kunis

On roll call the vote was as follows:

Councilman Carey.....Yes
Councilman Kunis.....Yes
Councilman Maloney.....Yes
Councilwoman Smith.....Yes
Supervisor Holbrook.....Yes

RESOLUTION NO. (62-1988)

AUTHORIZING DIRECTOR OF
PURCHASING TO REPAIR
CATERPILLAR COMPACTOR OR TO
OBTAIN A REMANUFACTURED
COMPACTOR

Co. Maloney offered the following resolution:

WHEREAS, the Caterpillar 826 Refuse Compactor located at the Clarkstown Sanitary Landfill is not presently operating, and

WHEREAS, such compactor is the primary compactor in the landfill and it is necessary for the processing of a substantial amount of refuse and garbage being processed at the landfill, and

WHEREAS, because of the malfunction of such compactor, an emergency situation has been created at the landfill which affects the health of the people of the Town of Clarkstown, and

Continued on Next Page

RESOLUTION NO. (62-1988) Continued

WHEREAS, it is recommended by the Director of the Department of Environmental Control that steps be taken to immediately have such machine repaired or to purchase a remanufactured engine for such machine;

NOW, THEREFORE, be it

RESOLVED, that an emergency condition is present at the Clarkstown Sanitary Landfill because of the malfunction of said Caterpillar 826 Refuse Compactor which brings this situation within the purview of Section 103(4) of the General Municipal Law, and be it

FURTHER RESOLVED, that the Director of Purchasing is hereby authorized to make arrangements to have said compactor repaired or to obtain a remanufactured engine without the necessity of going to competitive bidding.

Seconded by Co. Smith

On roll call the vote was as follows:

Councilman Carey.....	Yes
Councilman Kunis.....	Yes
Councilman Maloney.....	Yes
Councilwoman Smith.....	Yes
Supervisor Holbrook.....	Yes

RESOLUTION NO. (63-1988)

MEMORIALIZING RESOLUTION
REQUESTING COUNTY OF
ROCKLAND TO PROCEED WITH
AND FUND PHASE II
ENVIRONMENTAL IMPACT STUDY
(PROPOSED RESOURCE RECOVERY
SITE AND SANITARY LANDFILL)

Co. Maloney offered the following resolution:

RESOLVED, that the Town Board of Clarkstown hereby requests the County of Rockland to proceed with and fund the Phase II Environmental Impact Study regarding a proposed Resource Recovery site for the following locations:

Torne Valley site in Ramapo
Hudson River site in Haverstraw
Nyack Drive-in site in Orangetown
Land in Clarkstown, south of the landfill, up to the
Clarkstown/Orangetown border

and be it

FURTHER RESOLVED, that this Pahse II Environmental Impact Study also include sites for a Sanitary Landfill for ash or garbage, and be it

FURTHER RESOLVED, that the Town of Clarkstown is prepared to accept the findings of the consultants hired by the County for the preparation of this Environmental Impact Statement in regard to the location of a Resource Recovery Plant and a Sanitary Landfill, and be it

FURTHER RESOLVED, that this Memorializing Resolution in no way predetermines the suitability of any one site in any of the Towns for either a Resource Recovery Plant or a Sanitary Landfill for ash or garbage.

Continued on Next Page

ABE545

RESOLUTION NO. (63-1988) Continued

Seconded by Co. Smith

Councilman Kunis said he was voting yes because the Supervisor has taken a lead in his efforts to develop a long range plan for waste disposal in Rockland County. Also it indicates that the Town is prepared to consider the findings of consultants hired by the County. The Clarkstown Board is prepared to make an effort to support the Supervisor in the role he has taken to plan long range goals for waste disposal in the County. He said one of the comments made this evening was that the Board is insensitive to the needs of the people. He said he was very sensitive to the needs of the people in the West Nyack area. There are many questions to be answered. This study will give the Board enough time to possibly receive answers. There may be no answers but at least we will know that after an Environmental Impact Study is made, which is the only thing we are committing ourselves to. Ramapo will also make efforts to solve this problem and they have a site that will be studied. Councilman Kunis referred to remarks made at a Town Board Meeting in January of 1984 by a Mr. Charles Schwep regarding Ramapo's use of the Clarkstown Landfill. Mr. Schwep stated that we have to be good business people and not merely good neighbors. Councilman Kunis stated that he agreed with that statement but that Clarkstown is looking out for itself in this instance. If we have to solve this problem by ourselves than we will.

Councilwoman Smith said tonight this Town Board will render a unanimous decision on this resolution which is indicative of our full support of the Supervisor. He is the one person in Rockland County who has tried to come to grips with this problem and look for an answer. She stated that we agreed to take the Dexter site off the list because no one is willing to lose that ratable for either a County or a Town garbage plant. We are into recycling and it will begin in May but it will not answer the whole question. We will go ahead and support Supervisor Holbrook in looking for a more complete answer.

Supervisor Holbrook said he appreciated the support of the Board members. He reiterated that decisions to solve solid waste weigh heavily upon the minds of all elected officials as they are the ones who must decide.. The Town Board has indicated a willingness to do that and we in Clarkstown are prepared to solve the problem. The DEC wants to close our Landfill because of the existing leachate problem which problem has existed for over nine years. He said the site may never be approved for anything but it must at least be considered. We have to make an attempt to indicate in good faith to all towns in Rockland County that since we contribute to the problem we also want to be a part of the solution. He said we are prepared to solve it by ourselves, to solve it with Ramapo, or to solve it with the County. However we solve it, it will include the most comprehensive recycling program that we can provide. The people of the Town of Clarkstown will learn how to recycle and regardless of what solution comes about four or five years down the road, Clarkstown will have five years of systematic, not haphazard, recycling under its belt. We are putting money behind it and we intend to make it work. The public wants to know what it can do to help the environment and recycling is the best thing they can do. He said we will know later this week what direction the other towns will take and then we will know what we have to do. If we go with the County everyone must be willing to take a risk in solving the problem for Rockland County.

On roll call the vote was as follows:

Councilman Carey.....Yes
Councilman Kunis.....Yes
Councilman Maloney.....Yes
Councilwoman Smith.....Yes
Supervisor Holbrook.....Yes

RESOLUTION NO. (64-1988)

REQUESTING SANITATION
COMMISSION TO HOLD
IMMEDIATE HEARINGS RE:
ESTABLISHING COST FOR
RESIDENTIAL BULK PICKUP

Co. Maloney offered the following resolution:

WHEREAS, the Town of Clarkstown will commence monthly residential bulk pickup in the near future, and

WHEREAS, the existing residential carters have agreed to pick up the bulk on a monthly basis for a yearly fee agreement with the Town;

NOW, THEREFORE, be it

RESOLVED that the Town Board of the Town of Clarkstown, based on the recommendation of the Director of the Department of Environmental Control, requests the Sanitation Commission to consider the establishment of a monthly fee of \$3.75 per month per residence for such residential bulk pickup, and be it

FURTHER RESOLVED, that said Commission hold immediate hearings on said proposal.

Seconded by Co. Kunis

On roll call the vote was as follows:

Councilman Carey.....Yes
Councilman Kunis.....Yes
Councilman Maloney.....Yes
Councilwoman Smith.....Yes
Supervisor Holbrook.....Yes

RESOLUTION NO. (65-1988)

AUTHORIZING SETTLEMENT OF
TAX CERTIORARI (ST.
SERAPHIM FOUNDATION, INC.
V. BOARD OF ASSESSMENT
REVIEW OF TOWN OF
CLARKSTOWN) - MAP 137,
BLOCK A, LOT 41.10

Co. Maloney offered the following resolution:

WHEREAS, a proceeding was commenced in the Supreme Court of the State of New York, County of Westchester, entitled ST. SERAPHIM FOUNDATION, INC., PETITIONER, vs. THE BOARD OF ASSESSMENT REVIEW OF THE TOWN OF CLARKSTOWN, ROCKLAND COUNTY, consisting of Dolores Avaras, Chairperson, et al, and

WHEREAS, the attorney for the petitioner has proposed to settle the proceeding and to discontinue without prejudice and without costs, upon the following terms and conditions:

1. That the premises owned by the petitioner and described on the assessment roll of the Town of Clarkstown as Map 137, Block A, Lot 41.10, were exempt from taxation pursuant to the provisions of Section 421a of the Real Property Tax Law of the State of New York as of May 1, 1987, the tax status date for the 1987/88 School Tax and the 1988, State, County and Town Tax.

2. That the petitioner was tax exempt at the time of the levy, and the imposition of the aforementioned School, State, County and Town Tax and said taxes and each of them shall be void and cancelled.

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RESOLUTION NO. (65-1988) Continued

3. That the aforementioned land owned by petitioner shall be deleted from the nonexempt portion of the assessment roll maintained by the Town of Clarkstown for the years 1987 and 1988 and added to the exempt portion of the said roll.

4. That all municipal officials of the Town of Clarkstown shall be directed to make necessary notations, changes, amendments and/or corrections necessary to implement this stipulation upon service of a true copy of an order to be entered on the stipulation.

NOW, THEREFORE, be it

RESOLVED, that the Town Attorney of the Town of Clarkstown is hereby authorized to execute the stipulation settling the above captioned proceeding on the aforesaid terms.

Seconded by Co. Smith

In response to a question from Councilman Maloney, Town Attorney Murray Jacobson stated that St. Seraphim is a religious organization and the house in question is where the priest lives. He said it was located on the Tolstoy Foundation property and it is tax exempt.

On roll call the vote was as follows:

Councilman Carey.....	Yes
Councilman Kunis.....	Yes
Councilman Maloney.....	Yes
Councilwoman Smith.....	Yes
Supervisor Holbrook.....	Yes

RESOLUTION NO. (66-1988)

AUTHORIZING TOWN ATTORNEY
TO INSTITUTE VIOLATION
PROCEEDING - MAP 56, BLOCK
A, LOT 10.21 (KANE)

Co. Maloney offered the following resolution:

WHEREAS, Section 79-6 of the Code of the Town of Clarkstown provides that the Town Board may, by resolution, authorize the Superintendent of Highways or other designee to remove any nuisance, hazard or litter from any property within the Town of Clarkstown upon the failure of the property owner, tenant or occupant to comply with written notice from the Police Department, Fire Inspector, Building Inspector, Superintendent of Highways or delegates to remove such nuisance, hazard or litter as defined in Section 79-3 of the Code of the Town of Clarkstown existing on private property, and

WHEREAS, it has been reported by the Building Inspector that premises known and designated on the Tax Map of the Town of Clarkstown as MAP 56, BLOCK A, LOT 10.21, located at 8 Dalewood Court, New City, New York reputedly owned by MARGARET KANE, has been the subject of a violation notice issued against the property owner(s) for lack of proper maintenance of the property in that there are three (3) unregistered vehicles parked on the lawn in the front of the house and one vehicle parked in the rear yard, which to the extent such accumulation has occurred on said property has created a nuisance and hazard to the health, safety and welfare of the community;

NOW, THEREFORE, be it

Continued on Next Page

RESOLUTION NO. (66-1988) Continued

RESOLVED, that the Town Attorney is hereby authorized to institute a proceeding to compel the removal of the violation and elimination of the nuisance and hazard allegedly existing on said premises, pursuant to the authority contained in Chapter 79 of the Code of the Town of Clarkstown on premises known and designated as MAP 56, BLOCK A, LOT 10.21, reputedly owned by Margaret Kane, and be it

FURTHER RESOLVED, that said Notice and Order shall advise the property owner(s) that upon failure to remove and otherwise correct the nuisance existing on said property that the Town Board may, after a public hearing, cause such nuisance, hazard and litter to be removed by the Superintendent of Highways or other designee and that the cost of such removal shall be charged and assessed against the property owners in accordance with the provisions of Section 79-6 of the Code of the Town of Clarkstown, and be it

FURTHER RESOLVED, that a public hearing shall be held by the Town Board of the Town of Clarkstown in the Auditorium of the Town Hall, 10 Maple Avenue, New City, New York, on the 23rd day of February, 1988, at 8:05 P.M., at which time the then existing condition of the property shall be determined and appropriate enforcement Order if warranted be made to preserve and protect the health, safety and welfare of the community, and be it

FURTHER RESOLVED, that the Town Attorney is hereby authorized and directed to serve the Order provided for herein and the notice of the public hearing upon the record property owners by personal service, if possible, and by certified mail, return receipt on or before February 1, 1988.

Seconded by Supv. Holbrook

On roll call the vote was as follows:

Councilman Carey.....	Yes
Councilman Kunis.....	Yes
Councilman Maloney.....	Yes
Councilwoman Smith.....	Yes
Supervisor Holbrook.....	Yes

RESOLUTION NO. (67-1988)

ACCEPTING PROPOSALS FROM
ORANGE AND ROCKLAND
UTILITIES, INC. FOR STREET
LIGHTING (VERDIN DRIVE, NEW
CITY)

Co. Maloney offered the following resolution:

WHEREAS, a resident of the Town of Clarkstown has requested that street lighting be installed to improve the safety and welfare of the community, and

WHEREAS, a survey of surrounding property owners directly affected by this proposed lighting was conducted by Patricia A. Betz, Utility Service Coordinator, and

WHEREAS, the surrounding property owners have indicated that they are in accord with this proposed lighting,

NOW, THEREFORE, be it

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RESOLUTION NO. (70-1988)

GRANTING LEAVE OF ABSENCE
WITHOUT PAY - MOTOR EQUIP-
MENT OPERATOR - HIGHWAY
DEPARTMENT (JOHN OCH)

Co. Maloney offered the following resolution:

WHEREAS, John Och, has requested a leave of absence,
without pay,

WHEREAS, Article XIX, Section I of the Town of
Clarkstown Labor Agreement of January 1, 1987 provides for a leave
of absence, without pay,

NOW, THEREFORE, be it

RESOLVED, that John Och, 16 Indian Drive, West Nyack,
New York - Motor Equipment Operator I - Highway Department - is
hereby granted a leave of absence, without pay, effective January
18, 1988 to July 18, 1988.

Seconded by Co. Carey

On roll call the vote was as follows:

Councilman Carey.....	Yes
Councilman Kunis.....	Yes
Councilman Maloney.....	Yes
Councilwoman Smith.....	Yes
Supervisor Holbrook.....	Yes

RESOLUTION NO. (71-1988)

CREATING POSITIONS OF FOUR
(4) POLICE SERGEANTS -
(POLICE DEPARTMENT)

Co. Maloney offered the following resolution:

WHEREAS, the Rockland County Personnel Office has
certified on January 11, 1988 that four (4) positions of Police
Sergeant can be created,

NOW, THEREFORE, be it

RESOLVED, that the four (4) positions of Police
Sergeant - Police Department - are hereby created - effective
January 12, 1988.

Seconded by Co. Carey

On roll call the vote was as follows:

Councilman Carey.....	Yes
Councilman Kunis.....	Yes
Councilman Maloney.....	Yes
Councilwoman Smith.....	Yes
Supervisor Holbrook.....	Yes

RESOLUTION NO. (72-1988)

AMENDING RESOLUTION NO.
(1301-1987) RE:
APPOINTMENT OF POLICE
CAPTAIN (WILLIAM ARCHACKI)

Co. Maloney offered the following resolution:

Continued on Next Page

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RESOLUTION NO. (72-1988) Continued

RESOLVED, that Resolution No. 1301-1987 (appointing William Archacki Police Captain) is hereby amended to read "at the annual salary of \$68,051.00."

Seconded by Co. Carey

On roll call the vote was as follows:

Councilman Carey.....Yes
Councilman Kunis.....Yes
Councilman Maloney.....Yes
Councilwoman Smith.....Yes
Supervisor Holbrook.....Yes

RESOLUTION NO. (73-1988)

AMENDING RESOLUTION NO.
(1302-1988) - APPOINTMENT
OF POLICE CHIEF - WILLIAM
COLLINS

Co. Maloney offered the following resolution:

RESOLVED, that Resolution No. 1302-1987 (appointing William Collins Police Chief) is hereby amended to read "at the annual salary of \$71,701.00."

Seconded by Co. Carey

On roll call the vote was as follows:

Councilman Carey.....Yes
Councilman Kunis.....Yes
Councilman Maloney.....Yes
Councilwoman Smith.....Yes
Supervisor Holbrook.....Yes

On motion of Councilwoman Smith, seconded by Councilman Kunis and unanimously adopted, the Public Hearing re: Violation Proceeding - Map 163, Block D, Lot 45 (Sucknowitch) was opened, time: 9:31 P.M.

On motion of Councilman Maloney, seconded by Councilwoman Smith and unanimously adopted, the Public Hearing re: Violation Proceeding - Map 163, Block D, Lot 45 (Sucknowitch) was closed, RESOLUTION ADOPTED, time: 9:33 P.M.

RESOLUTION NO. (74-1988)

AUTHORIZING TOWN ATTORNEY
TO DISCONTINUE ALL FURTHER
PROCEEDINGS RE: CHAPTER 79
VIOLATION - MAP 163, BLOCK
D, LOT 45 (SUCKNOWITCH)

Co. Maloney offered the following resolution:

RESOLVED, that the condition complained of in the Order and Notice dated November 24, 1987, regarding premises designated on the Tax Map of the Town of Clarkstown as MAP 163, BLOCK D, LOT 45, has been corrected, and be it

FURTHER RESOLVED, that the Town Attorney is hereby authorized and directed to discontinue all further proceedings provided the property owner shall reimburse the Town for the sum of \$149.40 to pay for the cost of the proceeding to the date of the public hearing.

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RESOLUTION NO. (74-1988) Continued

Seconded by Co. Smith

On roll call the vote was as follows:

Councilman Carey.....	Yes
Councilman Kunis.....	Yes
Councilman Maloney.....	Yes
Councilwoman Smith.....	Yes
Supervisor Holbrook.....	Yes

On motion of Councilman Maloney, seconded by Councilman Carey and unanimously adopted, the Public Hearing re: Violation Proceeding - Map 32, Block B, Lot 2.3 (Kaneda Realty) was opened, time: 9:33 P.M.

On motion of Councilman Maloney, seconded by Councilman Carey and unanimously adopted, the Public Hearing re: Violation Proceeding - Map 32, Block B, Lot 2.3 (Kaneda Realty) was closed, RESOLUTION ADOPTED, time: 9:35 P.M.

RESOLUTION NO. (75-1988)

AUTHORIZING TOWN ATTORNEY TO DISCONTINUE ALL FURTHER PROCEEDINGS RE: CHAPTER 79 VIOLATION - MAP 32, BLOCK B, LOT 2.3 (KANEDA REALTY)

Co. Maloney offered the following resolution:

RESOLVED, that the condition complained of in the Order and Notice dated November 24, 1987, regarding premises designated on the Tax Map of the Town of Clarkstown as MAP 32, BLOCK B, LOT 2.3 has been corrected, and be it

FURTHER RESOLVED, that the Town Attorney is hereby authorized and directed to discontinue all further proceedings provided the property owners shall reimburse the Town for the sum of \$149.40 to pay for the cost of the proceeding to the date of the public hearing.

Seconded by Co. Carey

On roll call the vote was as follows:

Councilman Carey.....	Yes
Councilman Kunis.....	Yes
Councilman Maloney.....	Yes
Councilwoman Smith.....	Yes
Supervisor Holbrook.....	Yes

There being no further business to come before the Town Board and no one further wishing to be heard, on motion of Councilman Maloney, seconded by Councilman Carey and unanimously adopted, the Town Board Meeting was declared closed, time 9:36 P.M.

Respectfully submitted,



PATRICIA SHERIDAN,
Town Clerk

ABE545

TOWN OF CLARKSTOWN
PUBLIC HEARING

229

Town Hall

1/12/88

9:31 P.M.

Present: Supervisor Holbrook
Council Members Carey, Kunis, Maloney, Smith
Murray N. Jacobson, Town Attorney
Patricia Sheridan, Town Clerk

RE: CHAPTER 79 PROCEEDING - VIOLATION ON PREMISES - MAP 163,
BLOCK D, LOT 45 (SUCKNOWITCH)

On motion of Councilwoman Smith, seconded by Councilman Kunis and unanimously adopted, the Public Hearing was declared open. Supervisor asked Irene Saccende, Code Inspector, if the conditions complained of had been corrected. Mrs. Saccende submitted her report which stated that an inspection of the above described premises on 12/31/87 showed that the owner of said property has removed the litter and debris and is now in compliance with the Clarkstown Town Code, Section 79-2.

Supervisor asked if there was anyone wishing to be heard on the matter.

No one appeared.

On motion of Councilman Maloney, seconded by Councilwoman Smith and unanimously adopted, the Public Hearing was declared closed, RESOLUTION ADOPTED, time: 9:33 P.M.

Respectfully submitted,

Patricia Sheridan
PATRICIA SHERIDAN,
Town Clerk

ABE545

TOWN OF CLARKSTOWN
PUBLIC HEARING

231

Town Hall

1/12/88

9:35 P.M.

Present: Supervisor Holbrook
Council Members Carey, Kunis, Maloney, Smith
Murray N. Jacobson, Town Attorney
Patricia Sheridan, Town Clerk

RE: CHAPTER 79 VIOLATION HEARING - MAP 32, BLOCK B, LOT 2.3
(KANEDA REALTY)

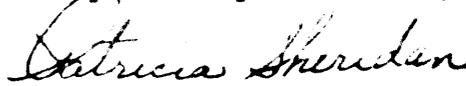
On motion of Councilman Maloney, seconded by Councilman Carey and unanimously adopted, the Public Hearing was declared open. Supervisor Holbrook asked Irene Saccende, Code Inspector, if the conditions complained of had been corrected. Mrs. Saccende gave her report which stated that as of January 11, 1988 the litter and debris complained of had been removed and the property was now in compliance with Section 79-2.

Supervisor asked if there was anyone wishing to be heard on the matter.

No one appeared.

On motion of Councilman Maloney, seconded by Councilman Carey and unanimously adopted, the Public Hearing was declared closed, RESOLUTION ADOPTED, time: 9:35 P.M.

Respectfully submitted,



PATRICIA SHERIDAN,
Town Clerk

ABE545