

INDEX -- TOWN BOARD MEETING -- NOVEMBER 15, 1988

PUBLIC HEARING:

- 9:21 P.M. ZONE CHANGE FROM LO DISTRICT TO PO DISTRICT - MAP 60, BLOCK A, LOT 7 - CLEMENSEN
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- 10:33 P.M. ZONE CHANGE FROM PO TO R-15, RS/R-15 TO R-15 AND RS TO R-15 - ROUTE 59 CORRIDOR
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- 11:15 P.M. CHAPTER 79 (MELLOZZO - MAP 134, BLOCK A, LOT 13)
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- 11:15 P.M. CHAPTER 79 (GRAZIANO - MAP 134, BLOCK A, LOT 13.01)
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RESOLUTIONS:

FAILED

- 1063 Rereferring Proposed Zone Change Of Clinton Square Plaza, Inc., To The Clarkstown Planning Board For Review And Recommendation
- 1064 Accepting Comments From The Clarkstown Planning Board With Respect To The Proposed Rezoning Of Property Of Clinton Square Plaza, Inc.
- 1065 Denying Application For Zone Change From LO District To PO District - Clemensen - Map 60, Block A, Lot 7
- 1066 Requesting Planning Board To Reexamine Map 60, Block A, Lot 7 With A View Toward Designating Same Residential
- 1067 Authorizing Superintendent Of Highways To Remove Debris On Premises Map 134, Block A, Lot 13 (Mellozzo)
- 1068 Authorizing Superintendent Of Highways To Remove Debris On Premises Map 134, Block A, Lot 13.01 (Graziano)
- 1069 Accepting Minutes Of Town Board Meetings Of October 11, 1988 And October 25, 1988, Special Town Board Meeting Of November 1, 1988 And Budget Hearing Of October 17, 1988
- 1070 Authorizing Attendance At Annual Conference Of State Magistrates Association - Charge To Account No. A 1010-414
- 1071 Authorizing Attendance At Annual Conference And Training Presented By Magistrates' Court Clerks' Association (Joann M. Geary) - Charge To Account No. A 1010-414
- 1072 Decreasing Contingency Account No. A 1990-505 And Increasing Appropriation Account No. A 8830-313 (Consumer Affairs - Office Supplies & Printing) (Consumer Affairs)
- 1073 Decreasing Appropriation Account No. A 8160-110 (Sanitary Landfill - Supplies) And Increasing Appropriation Account No. A 8160-447 (Equipment Repairs) Environmental Control
- 1074 Increasing Estimated Revenue Account Numbers 01-002999 And 02-002999 And Increasing Various Appropriation Account Numbers (Comptroller's Office)
- 1075 Decreasing And Increasing Various Appropriation Accounts (Comptroller's Office)
- 1076 Reducing Contingency Account No. A 1990-505 And Increasing Appropriation Account Numbers A 1320-409, A 1910-504, A 5650-461 And A 8830-313 (Comptroller's Office)
- 1077 Increasing Estimated Revenue Account No. 01-002610 (Fines & Forfeited Bail) And Increasing Appropriation Account No. A 1420-409 (Town Attorney-Fees For Services)
- 1078 Decreasing Appropriation Accounts A 1640-406, A 1640-409, S 5182-424 And Increasing A 1640-311 And S 5182-114 (Comptroller's Office)
- 1079 Decreasing Appropriation Accounts DB 5110-378 And DB 5110-381 And Increasing Appropriation Accounts DB 5110-408, DB 5110-443, DB 5110-111 And DB 5110-449 (Highway Department)

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RESOLUTIONS:

- 1080 Increasing Estimated Revenue Account No. 01-002999 (Unexpended Balance) And Appropriation Account No. A 9550-910 (Transfer To Capital Fund) And Transfer Said Funds To Capital #2 Fund Account No. H 7141-01-409
- 1081 Authorizing Attendance At New York State Bar Association Program On Administrative Law Practice (Jacobson, Posner, Toriello, DeChristoforo) - Charge To Account No. A 1010-414
- 1082 Authorizing Payment To Secretary To Board Of Appeals (Margaretann Ries) - Miele V. ZBA
- 1083 Correcting Town Board Resolution No. (956-1988) Re: Advertising For Bids For Bid #95-1988 (Precast Concrete Drainage Structures)
- 1084 Correcting Resolution No. (985-1988) And Authorizing Director Of Purchasing To Advertise For Bids For Bid #96-1988 (Curbs For Lenox Avenue)
- 1085 Authorizing Director Of Purchasing To Advertise For Bids For Bid #6-1989 (Bus Transportation)
- 1086 Authorizing Director Of Purchasing To Advertise For Bids For Bid #98-1988 - (Sale of Surplus Caterpillar D8K)
- 1087 Authorizing Director Of Purchasing To Advertise For Bids For Bid #7-1989 - (Work Clothing)
- 1088 Authorizing Director Of Purchasing To Advertise For Bids For Bid #99-1988 (County Stream Maintenance)
- 1089 Authorizing Spring Valley Water Company To Install One (1) Hydrant East Side Proposed Road West Of Cedar Road (Maloney Subdivision)
- 1090 Authorizing Attendance At 1989 School Of Sports Management (Jo Anne Oldenburger) - Charge To A 7310-414 (1988) And A 7310-414 (1989)
- 1091 Rejecting All Bids For Bid #94-1988 And Authorizing Director Of Purchasing To Readvertise For Bid #94A-1988 (Red Cross Emergency Response Vehicle)
- 1092 Authorizing Director Of Department Of Environmental Control To Obtain Services Of Surveyor For Proposed Road Improvement Project (Louis Road, Valley Cottage)
- 1093 Referring Amended Petition For Change Of Zone To Clarkstown Planning Board And Rockland County Commissioner Of Planning (A.O.R. Developers, Inc.)
- 1094 Intent Of Town Board To Join Rockland Municipal Planning Federation
- 1095 Authorizing Extension Of Time For Review By Rockland County Commissioner Of Planning - RS/CS District To MF-4 District (Sussex West)
- 1096 Authorizing Supervisor To Enter Into Agreement With Arthur Conklin For Consulting Services
- 1097 Accepting Proposals From Orange And Rockland Utilities, Inc. For Street Lighting At Deerfield Drive, New City
- 1098 Accepting Deed From Loretta K. Goldmark (Goldmark Subdivision)
- 1099 Granting Sick Leave Of Absence To Drafter - Department Of Environmental Control (Arlette Phillips)
- 1100 Granting Leave Of Absence Without Pay to Drafter - Department Of Environmental Control (Arlette Phillips)
- 1101 Appointing To Position Of Storekeeper (Automotive - Town Garage- Joseph A. Gallinoto)

RESOLUTIONS:

- 1102      Reclassifying Position Of Account Clerk To Account Clerk Typist -  
            Comptroller's Office (Frances Korn)
- 1103      Granting Second Provisional Appointment To Senior Account Clerk  
            Typist - Highway Department (Lorian Macaylo)
- 1104      Authorizing Superintendent Of Highways To Install Signs "No Parking  
            Monday - Friday 8:00 A.M. to 4:00 P.M." Southside Of Cairnsuir Lane  
            From Mark Lane To Strawtown Road
- 1105      Authorizing Town Attorney To Defend Proceeding V.I.P. Party Planners  
            And Caterers, Inc. V. Fire Board Of Appeals, Edward Hewett As  
            Chairman And Mark Papenmeyer As Fire Inspector And Gerald Colucci  
            As Building Inspector Of Town Of Clarkstown
- 1106      Rereferring Proposals For Amendment Of Section 106-20D Of The  
            Zoning Ordinance To Clarkstown Planning Board And The Rockland  
            County Commissioner Of Planning (Slopes, Lands Under Water, Lands  
            Subject To Flooding, Wetlands, Rock Outcrops, Designated Street  
            Line And Utility Rights Of Way And Easements
- 1107      Referring Proposed Amendment To Town Code Of The Town Of Clarkstown  
            To Clarkstown Planning Board And The Rockland County Planning  
            Commissioner And Setting Date For Public Hearing Re Same (Maximum  
            Floor Area Ratio)

TOWN OF CLARKSTOWN  
BUDGET HEARING

35

Town Hall

10/17/88

8:00 P.M.

Present: Supervisor Holbrook  
Council Members Carey, Kunis and Maloney  
Councilwoman Smith  
Murray Jacobson, Town Attorney  
Paul Scholfield, Comptroller  
Patricia Sheridan, Town Clerk

Supervisor declared Budget Hearing open. Assemblage saluted the flag.

Supervisor made some brief opening remarks regarding advanced life support service, proposed salary increases for Town employees and anticipated increases in health costs for 1989.

Supervisor stated that he appreciated the efforts of Mr. Scholfield, Town Comptroller and his staff\* and also his own staff for putting in so many hours going over figures. Supervisor stated that while this budget is still subject to review and changes, it accurately presents a workable document for 1989. He said in addition, for the first time, there is a proposed sanitation district which would include on the tax bill the charges for bulk pick-up as well as recycling and the composting of leaves.

Supervisor said other towns do fund their sanitation and pick-ups on the tax bill and it does enable people to have the ability to deduct those charges if they choose to. He stated that he believed there is an advantage for tax purposes in doing so. That was the subject of public hearings last year and that's what we're doing for 1989 for the first time. The bulk pick-up charge and the recycling charge will be shown on the tax bill. The normal garbage pick-up per month that everybody pays their carters will not appear unless the Town Board decides to change that policy. As it stands now your talking in terms of bulk pick-up and recycling in the neighborhood of \$75.00 per year. Composting of leaves will add a few dollars to that expense, but that charge will appear on the tax bill. That basically covers most of the salient items that are included in the budget.

Supervisor said obviously any budget is made up of salaries. We have done numerous improvements to our recreational facilities and all of those costs are figured into the proposed budget. Additionally, we have revenues to be used from our landfill to offset taxes, in particular fees from the Town of Orangetown. I have proposed to use \$600,000.00 in fees from the Town of Ramapo, but only as a proposition. That is a policy decision for Town Board members to make. I think that we could use them if we choose. If the Town Board decides that they do not want to use them, I can certainly support that decision. I think without further adieu, unless Mr. Schofield has anything to add, we can proceed with the public hearing and ask any members of the public if they have any questions or comments to make concerning any item in the proposed preliminary budget for 1989.

Appearance: Mr. John Lodico  
2 Birch Lane  
New City, NY 10956

Mr. Lodico said he hoped we would not be limited to three minutes because the budget is an item that takes many days, weeks and months to prepare. He said he hoped that the Town would consider a capital improvement program so that they can spread out over the years the improvements that are needed in the Town, such as road construction and he mentioned Red Hill Road in particular.

Mr. Lodico discussed the Police budget. He said it is of importance because it is one of our higher Town costs of operation and he thinks it should be reviewed very closely. There

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\* Supervisor thanked Mrs. Elizabeth Squillace, Director of Finance for her assistance in the preparation of this budget.

should be some consideration to add a civil department within the framework of the police department.

He said the second area in dealing with the Police Department is an old one - armament. He said when we talk about equipment we are talking about maybe a one time charge plus maintenance. It is not like having an employee and paying 47% fringe benefits on his salary. He said we might consider moving up to 9 mm. to at least equal what the criminals are using.

Mr. Lodico said we should upgrade our radio system in the Police Department. He said that Motorola has a device that is available. It would be a one time cost and is a two band system. We are talking about possibly maybe \$1,000 to \$2,000 more per vehicle that we have. It would be a one time installation and may still be available. It is something to think about.

Mr. Lodico then spoke about the Landfill. He said we have maybe four times the volume in the last couple of years and basically the same number of employees. He said he would like to equate the operators at the Landfill so that their pay scale would be at least as equal, when they operate a bulldozer, as the person who works in Recreation cutting lawns or driving vehicles and who, in some cases, are receiving more money than an operator on a bulldozer in a very dirty job. Mr. Lodico said he thought maybe they should think about upgrading them in numbers so that they can meet the market as far as wages go and make it compatible to working out in the field.

Mr. Lodico went on to state that in 1972 when the DEC was creating the sanitary landfill concept the word dump was eliminated from its nomenclature and the term Sanitary Landfill came into being. He said he noticed in the Sanitary Landfill budget there is not a dollar in there for trees and our Sanitary Landfill has gone from a sanitary landfill in 1972 to a dump. It's an ugly looking place for one of the finest towns in the area of the Hudson having historic significance. He said they should put in \$5,000.00 or \$10,000.00 for upgrading the appearance of the Landfill. Here we have a municipal operation and it looks like a dump not a sanitary landfill. You have the option of creating a nursery. You can get trees to start with from the Department of Environmental Conservation to develop an area. Immediately you have 1300 feet of road that could be improved for beautification.

He spoke about Recreation. He said how can you be against police, how can you be against recreation, how can you be against landfill in our present government system and services geared to recreation and senior citizens? Not that we don't need all these services but you may want to take a look and equate labor for labor what a man's worth is, whatever the job is, whether he is at the landfill or in town. He said perhaps you can work out what was originally intended back then in the civil service system and develop an area of merit payments in deference to raising up every employee, the good with the bad. There should be a total reevaluation of government employees.

Mr. Lodico said the Highway Department has been negligent in taking care of many of the needed roads that have been on engineering studies.

He questioned the bituminous line and said there is a big chunk in there. We have done a lot of our road improvements over the years. He said again, in the Highway budget, there is not a dollar in there for trees. Between Environmental and the Highway Department there should be money for beautifying our community. He asked Mr. D'Antoni, Superintendent of Highways, if he had made any requests for trees or shrubs? He said we have a beautiful town but it is going to the dogs and the dumps.

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He said the things he has looked at in the budget he can't change but the council members can and they should think about things that will make our town more esthetic looking as well as more economically managed. He said he would rather not have a tax credit for the amount, whatever it is a month, than end up paying more a year. He said he would like to go back to the Highway Department doing our bulk pick-up. He said maybe the town should reevaluate that program and get back to having the Highway Department and/or the local collectors do it on a quarterly basis because you are paying whether you use it or not. Many people don't use it and instead of paying for twelve months a year you may want to break it down into quarters.

Councilwoman Smith said it used to be that you could get trees from the state if you would plant so many. Mr. Lodico said there are still seedlings available and you can get them by the thousands. Councilwoman Smith said you have to be able to order a large number of them. Mr. Lodico said it is something to consider.

Appearance: Mr. Steve Goldman, President  
Organized Taxpayers Association  
West Nyack, New York

He asked for a continuance of this hearing to give his organization a little more time to look at the numbers. He said it would be a big mistake to take \$600,000.00 and divert it from the Landfill even if that reduces the tax bite this year. In the year we really get zonked, which is the year they close it, it's going to hurt more.

He said it would be wise to consider installing a bicycle lane as when the next gas crunch comes it would make sense to have an alternate mode of travel.

Mr. Goldman said he would like to see what the percentage increases are. He said he believed that many of the appointed positions probably should not get a wage increase this year because he believed they were quite high last year, some as high as 18%. He said there is one that should be increased and that is the Supervisor's salary and that should be \$70,000.00. If the salary is that figure you might get more people to say they will run and that is good business. It would attract people. The other salaries should be held where they are.

He said he would very much like to see a continuance of this hearing because there is too much data to be studied between last Friday afternoon and tonight.

Supervisor Holbrook said in terms of the Budget Hearing itself, he does expect that Town Board members will recommend certain changes to lines, etc. There are other department heads who will want to be heard by the various Town Board members to either add, delete, etc., so at some subsequent workshops there will be that opportunity. Supervisor said we would probably like to adopt the budget sometime before the end of October so there will be ample opportunity. This is the public's opportunity to comment on the document that was presented. That is not to say that the public could not come and comment at some subsequent workshop hearing, one of which would be tomorrow night, at which he would expect some of the preliminary items in the budget would be discussed.

Mr. Goldman said if it was a choice between adopting a budget by the end of October or waiting until mid-November and giving people a chance to really look at this more diligently he would opt to wait until November. Supervisor said the Town Board Members will know the right time, after they have made adjustments that need to be made, and there will be adjustments he is sure.

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Appearance: Mr. Les Bollman, Director  
Department of Environmental Control  
New City, New York

Mr. Bollman spoke at length on the three budgets which he represents. Councilman Kunis asked Mr. Bollman to discuss the overtime lines for each budget he was mentioning, one at a time. Mr. Bollman said he hadn't been told there would be an opportunity to go into this and he wanted to be sure he was on record bringing certain things to the Board's attention.

Councilman Kunis and Mr. Bollman went into great detail regarding the overtime budget for the Sanitary Landfill.

Councilman Kunis said your salary budget in two years has gone up 80%. That is a lot of money. Mr. Bollman said that is people and it has been mandated. The day of running your landfill five days is outmoded. Councilman Kunis and Mr. Bollman then discussed the amount of overtime needed to keep the Landfill open on additional holidays. They also discussed the hiring of additional laborers. Councilman Kunis and Mr. Bollman discussed revenues derived from the Landfill.

Councilwoman Smith had some questions regarding pick up with respect to remaining open extra days and Mr. Bollman said he would have to assume that the pick up would remain the same - the total quantity would be the same but we spread it out because State Law technically does not allow a carter to keep garbage in his truck over night.

Councilman Kunis then said maybe some of the part-time help could be eliminated from the Sanitary Landfill budget and Mr. Bollman stated that the part time help you will find is the Sanitation Commission and you may do whatever you wish. He said it is in his budget but it is the Sanitation Commission.

Councilman Kunis said you tell me you need the numbers and if you have back-up I don't mind giving it to you, okay? Mr. Bollman said if you want to go through the whole year week by week he was willing to do that. He said he did pay overtime unless it was absolutely necessary. Councilwoman Smith said we are looking at a very high increased budget, that's all.

Mr. Bollman said the Landfill brings in more money than any other department does and they are trying to do it right. He said they are trying to keep open as long as we can and he thought they have done very well. We are the only place in New York State that has been open ten years on a Consent Order.

Councilwoman Smith asked about the Sanitation Commission line. Mr. Bollman said he believed most of that was the Sanitation Commission - part-time. He said they might have a little bit for a part-time secretary. They discussed part time summer help at the Landfill and the Sanitation Commission.

Mr. Bollman also discussed the Sewer Department. Mr. Bollman said he did not expect any extra people in the Sewer Department but if you were just to look at the first nine months of this year, true costs up to date, nine months - add 33% to the 12 or add another third so you have 12 months, and now bring in the factor of salary raises and increases you will see that the money that is provided will not do.

Councilman Kunis inquired about the \$12,000.00 for a motor vehicle for the Sewer Department? Mr. Bollman said he was not prepared to do this but he will go into it. Supervisor said why not do this tomorrow night at the workshop?

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Councilwoman Smith had some questions regarding the Sewer Department which Mr. Bollman answered. Mr. Bollman said all call outs are initiated through the Police Department. There are none initiated by the Environmental Department.

Councilwoman Smith asked how many people are in the Sewer Department? Mr. Bollman said 12. Councilwoman Smith asked if they are on call every single night? Mr. Bollman said 2 are on call - they vary, because he cannot send one man out. Councilwoman Smith said then that is every night and every weekend and Mr. Bollman said yes. Supervisor said when you have these backups on the weekend you do need the Sewer Department to do that.

Mr. Bollman discussed equipment rental and the fact that he has agreements totalling more than the allocated amount in that line. He said he also occasionally has to rent additional equipment. Councilwoman Smith asked wouldn't that be under contingency? Mr. Bollman said that is what we do it for. Councilwoman Smith said then that is not in your line. Mr. Bollman said if something goes down and it is down for say three weeks, now we rent something because we can't be without one of these pieces of equipment for that long a time, so we rent that. Really that line is our contingency in case something has to be rented. Councilwoman Smith said she feels all contingencies should be in their line (Town Board's) and used as deemed fit. Mr. Bollman said he had no problem with that if you authorize the Supervisor to say when it can be expended. He said if it happens the day after a Town Board meeting and we don't meet again for three weeks -- Councilwoman Smith said we are on call. Mr. Bollman said that is fine but he has had the problem in the past. Councilman Carey said if you want it badly enough you have to do it. Mr. Bollman said it is the public that wants it badly enough.

Councilman Kunis and Mr. Bollman went into detail about the Sanitary Landfill water bill. Mr. Bollman said he is trying very hard to get Spring Valley Water Company to consider putting a hydrant inside. It has been a constant recommendation of the West Nyack Fire Department. Councilman Kunis said if you use the hydrant, are you charged for the water from that hydrant? Mr. Bollman said not for a fire. Councilman Kunis repeated did Mr. Bollman think \$500.00 would be reasonable. Mr. Bollman said he would have to look at that. He said he thought the reason they budgeted \$1,000.00 is because they wanted to get the men in early to hose down the equipment. You can't keep on using it without hosing it down. The radiators have to be cleaned. You get better life out of the equipment.

There was discussion regarding the hydrant and the amount of water used, charges, etc. Mr. Bollman said he is opposed to taking any of the Ramapo money that was supposed to be earmarked for closure and do anything else with it. He said the latest information he has is that we could be talking not \$10,000,000.00 but closer to \$25,000,000.00 to close the Landfill.

Councilman Kunis said he did not even know how revenue was going to be derived from the Landfill next year and that tomorrow night would be a good night to discuss that. Supervisor asked Mr. Bollman if he had the figures showing how the revenue is derived? Councilman Kunis asked what are we going to get from Orangetown? From Ramapo? From Clarkstown? Mr. Bollman said he did not have exact figures yet but he could tell them what it is going to be ballpark wise. Councilman Kunis said it would have to be pretty accurate if you are going to do a budget. Mr. Bollman said he couldn't give them accurate but he would tell them what he was going to fight for. Councilman Kunis had questions regarding the amount per ton we would be receiving. There was discussion among the council members regarding proposed charges to Orangetown and Ramapo for baled and unbaled garbage. Mr. Bollman discussed charges to carters per ton and the difficulty with surveillance if different prices are charged to different towns.

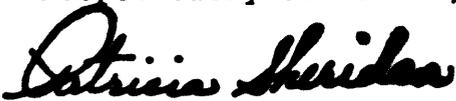
Councilwoman Smith said are you saying we should make them all the same? Mr. Bollman said if you have different rates then you are asking for trouble from carters who would be hauling garbage from more than one town. Supervisor said we should charge them fairly as we are doing. We are generating over \$4,000,000.00 worth of revenue from those figures alone. Councilman Kunis said he does not know where \$55.00 figure came from. Supervisor said we voted on it. Councilman Kunis said we voted on \$60.00 as per the resolution. Supervisor said we voted on that figure for Ramapo if they wanted to bring it loose. We preferred it baled but it would be \$60.00 loose and \$50.00 baled. It was our choice to make it \$55.00. Councilman Kunis said to Ramapo? Supervisor said yes because we wanted it baled since they have the only baling station in the county. If you want Orangetown to bale their garbage ... Councilman Kunis said I want Orangetown to pay \$60.00. It would be more revenue. Supervisor said we have \$4,000,000.00 revenue from Ramapo for the fees alone so he thought that was enough.

Councilman Kunis said this budget indicates a 17% spending increase over 1988. Supervisor said what does that include? Councilman Kunis said that includes the Sanitation District and taking the Sanitation District out it is 13% spending. Supervisor asked what is the tax increase? Councilman Kunis said he was not going over the tax increase. He was going over the spending. Supervisor said the tax increase is about 6.3%. Councilman Kunis said he had not gone over that yet. He has just gone over spending and not touched revenue.

Supervisor asked if there was anyone else wishing to be heard. No one appeared.

On motion of Councilman Carey, seconded by Councilman Kunis and unanimously adopted the Public Hearing was declared closed, time: 8:50 P.M.

Respectfully submitted,

  
PATRICIA SHERIDAN,  
Town Clerk