

TOWN OF CLARKSTOWN
TOWN BOARD MEETING

Town Hall

10/25/88

8:06 P.M.

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

Supervisor Holbrook called the meeting to order.
Assemblage saluted the flag.

Supervisor opened the Public Portion of the meeting.

Appearance: Mr. Charles Schwep
West Nyack, New York

Mr. Schwep said he had been asked to speak by the Executive Committee of the Environmental Management Council. He respectfully requested that the Board Members provide time for those individuals who are concerned with the Pyramid Project to review the FEIS. He said they feel that very probably the FEIS should have been analyzed in some detail in terms of whether or not it contains responses to all of the issues which are important. The Environmental Management Council has unanimously opposed the zone change based on this. He said they would like to be sure that there is sufficient time for the analysis of this monumental series of documents and respectfully suggest that each member be sure to give the Environmental Management Council, yourselves, and others concerned, enough time to analyze the content of this because there are certain issues such as flooding, air quality and the toxic problems contained in building upon a site which contains two identified hazardous sites and, of course, traffic.

He said he would like to, with the Board's permission and for the interest of the public here and the press if they are here, to show you why it's necessary to spend more than ten days on the study of an object that relates to this. He referred to a mass of volumes which he said was about half of the Impact Statement which these folks have been given 10 days to go over. He said you cannot read it in 10 days, let alone study it, and refer to it. He said they were not happy, considering the short amount of time they have had this, that you can vote on whether it is final.

Mr. Schwep said another issue on which he wanted to speak was rezoning to MF-4 on Route 59. It relates to the problem of being overburdened with density, with traffic, and if we go into the MF-4 in one area he hoped that this is not a situation which suggests we continue the expansion of growth beyond the potential of our area to take care of it. He said this should be analyzed very carefully. He said the Environmental Management Council should be asked to provide input on this because it is an issue of major consequence.

Appearance: Mr. William Foley
New Hempstead Road
New City, New York

Mr. Foley stated that he was in favor of the Pyramid Mall. He said he was aware that there would be disadvantages but that we could learn to live with them and on balance it would be good for Clarkstown.

Appearance: Donald S. Tracy, Esq.
representing Pyramid

Mr. Tracy said what is new in the FEIS that has been filed would take up approximately one and one half inches in space. He went on to state that the DEIS was filed in March. It was accepted in May. He said as far as construction on the landfills is concerned there is only one agency that is going to call the shots

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on that and that is not the Environmental Management Council but the Department of Environmental Control. He said they will control that, issue consent orders and make the determination of whether building on them is feasible and building on them is safe. He said in all of his years on zoning matters he has never seen a project so thoroughly reported upon. He said if people who had wanted to familiarize themselves with a DEIS had read the EIS they would know that the latest FEIS contains only sketchy new material, most of which has already been reported in the papers and some of which, the gentleman who claims he needs more time to study them, was present at the hearings on. Mr. Tracy said his (Mr. Schwep's) presentation is somewhat suspect as an attempt to delay something that we respectfully submit is now ready for issuance.

Appearance: Mr. Steven Hittman
West Nyack, New York

Mr. Hittman said he disagreed with Mr. Tracy as most people don't have time to sit around and read all this information on a full time basis. Since we are not being paid by either Pyramid or CPI or the Town to do this and since we are interested and concerned, we do need more time than 10 days. He said some of the members sitting on the Board would need more time than 10 days to read this material, even if it is just the responses which are only an inch and half thick. Mr. Hittman said those are answers to Town residents' questions and those do demand your undivided attention.

Mr. Hittman urged the Board to determine how badly is New City going to be hurt if this mall doesn't come in. They are not going to be hurt one iota. He said he ventured to guess they will go, be prosperous and everything will be fine. He said how badly is West Nyack, Nyack, Valley Cottage, Congers and Nanuet going to be hurt if the mall does go in. Who are we going to be hurting worse, which way? He said some of the Councilmen were at the DEC meeting last week which was an excellent meeting and he commended the Southern Clarkstown Civic Association for having that meeting. The DEC gave no guarantees about anything, at least not that he heard. He said they said they would look into things, they would make sure things were so but it is up to the Board to guarantee it to the residents. He went on to say that every time there has been a meeting of a different group what they have said is that the Town Board is the lead agency. We look to the Town Board if this thing doesn't go up as planned.

Mr. Hittman said he would like the Town Board to consider making one of their stipulations, if they can, that Pyramid guarantee that they won't come back looking for a tax reduction at some point. He said he believed the term is a certiorari. He said he wanted to be sure that they will not come back looking to have their real estate taxes reduced so that the people in Clarkstown will have to start coming up with millions of dollars to either reimburse them for their taxes or to come up with money to pay for the services that are required for this new mall.

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

Mr. Lodico said if the County Planning Director has indicated that it is now sufficient for only three persons to vote on this subject and that all of the studies have indicated that they meet the criteria of our Town and our Planning Board, you should get moving on it. If there are any areas where there might be a question, have the approval based on a stipulation that it be corrected but that you are not going to hold up the balance that is okay. He said this has been long overdue in planning.

Mr. Lodico said Pyramid should pay full taxes and he believed they indicated that they would, based on the fact that you

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Board for that. He said speed limit signs are okay but that does not enforce anything. He went on to state that if you do go ahead with the project he certainly thought you owed it to the people of Valley Cottage that the speed be enforced on these roads. He said unless there is a very strong, concerted law enforcement effort to control the speed it will not be kept down. He said somewhere in the agreement perhaps Pyramid should put aside three quarters of a million dollars per year, forever, to be sure that there is adequate enforcement of the traffic rules for Old Mill Road, Kings Highway, Strawtown Road, Germonds Road, Snake Hill Road and all of the roads surrounding Pyramid.

He said the question is can the roads handle the traffic - probably so but can the people who live on those roads handle the traffic? He asked the Board to please consider his proposals.

Appearance: Mr. Gino Principe

Mr. Principe stated that he lives and works in Clarkstown. He stated that he hoped tonight is the first step in finalizing something that they have all been working very hard on and that is approving the Palisades Center. He said it is a project that is long overdue and if we didn't need more quality shopping he didn't think the Nanuet Mall would be looking to expand as it is now.

Appearance: Ms. Dorinda Mittiga
Congers, New York

She said she felt very sorry for Mr. "T" (Tracy.) She said he stood to gain much but they stood to lose a lot more. She said that if he says there is only three quarters to an inch and a half worth of new information, we have decided that we would like to find that out for ourselves. She said they have found over the course of the summer a lot of information for ourselves. She said the paper did a pretty good series of articles concerning Pyramid. The last part of the article said to her that there seemed to be a general amount of confusion going on with the Town Board and with a project of this magnitude she did not think confusion is one of the elements that we would wish to have come into play. She said one of our Town Board members does not know exactly what has to be done to the roads in order to facilitate the development of the mall that she favors. A couple of our Town Board members don't know that a sewer station needs to be upgraded, if not a new one built.

Ms. Mittiga said the Town Attorney has no idea that a resolution has to be developed so it will be ironclad so she is hoping that all the confusion which is going on and which she reads between the lines has to do with the fact that you people hunkered down to the last week and one half and consumed assiduously and diligently the three thousand or so plus pages of this FEIS. She said she did not profess to be a speed reading graduate but there are a number of her group who devoted much of their time and much of their energy and much of their money to purchase protection that we feel we have not gotten from our elected officials this summer. She said it behooves all of the Town Board members to give them the opportunity to at least have an extension of time to be able to read and to decipher and to determine for themselves that indeed the only inch and half left of material that is supposedly new in this impact statement is in reality the truth.

Ms. Mittiga said to Mr. Valenti that his article in the paper today was false and misleading and tomorrow she would be placing a call to Mr. Keller and she will tell him that you (Mr. Valenti) in an advertisement are putting the onus of the responsibility for the effects of your development squarely upon the shoulders of the Department of Environmental Conservation which she believed they said to him last week was not their job.

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RESOLUTION NO. (986-1988)

ACCEPTING MINUTES OF THE
SPECIAL TOWN BOARD MEETING
OF SEPTEMBER 6, 1988

Co. Maloney offered the following resolution:

RESOLVED, that the minutes of the Special Town Board Meeting of September 6, 1988 are hereby accepted as submitted by the Town Clerk.

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. (987-1988)

INCREASING ESTIMATED
REVENUE ACCOUNT NO.
01-002999, APPROPRIATION
ACCOUNT NO. A 1450-407,
ESTIMATED REVENUE ACCOUNT
NO. 01-001081 AND
APPROPRIATION ACCOUNT NO. A
8730-114 (COMPTROLLER'S
OFFICE)

Co. Carey offered the following resolution:

RESOLVED, to increase Estimated Revenue Account No. 01-002999 (Unexpended Balance) and Appropriation Account No. A 1450-407 (Elections-Equipment Repairs) by \$42,800.00, and be it

FURTHER RESOLVED, to increase Estimated Revenue Account No. 01-001081 (Money-in-Lieu-of-Taxes) and Appropriation Account No. A 8730-114 (Environmental Control-Part-Time) by \$2,500.00.

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. (988-1988)

INCREASING ESTIMATED
REVENUE ACCOUNT NO.
01-002770 AND APPROPRIATION
ACCOUNT NO. A 3320-409

(COMPTROLLER'S OFFICE)

Co. Carey offered the following resolution:

RESOLVED, to increase Estimated Revenue Account No. 01-002770 (Misc. Revenue) and Appropriation Account No. A 3320-409 (Installation of Traffic Signals - Fees for Services) by \$2,958.00.

Seconded by Co. Maloney

RESOLUTION NO. (988-1988) Continued

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. (989-1988)

INCREASING ESTIMATED
REVENUE ACCOUNT NO.
02-002680 AND APPROPRIATION
ACCOUNT NO. B 9000-806

Co. Carey offered the following resolution:

RESOLVED, to increase Estimated Revenue Account No.
02-002680 (Insurance Recoveries) and Appropriation Account No. B
9000-806 (Hospitalization, Dental) by \$4,800.00.

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. (990-1988)

INCREASING ESTIMATED
REVENUE ACCOUNT NO.
01-002999 AND INCREASING
APPROPRIATION ACCOUNT NOS.
A 1910-504, A 9000-801, A
9000-806 AND A 9000-809
(COMPTROLLER'S OFFICE)

Co. Carey offered the following resolution:

RESOLVED, to increase Estimated Revenue Account No.
01-002999 (Unexpended Balance) by \$346,683.00 and increase the
following Appropriation Account Numbers:

A 1910-504 (Insurance Premiums).....\$156,200.00
A 9000-801 (State Retirement).....\$ 49,510.00
A 9000-806 (Hospitalization, Dental).....\$125,000.00
A 9000-809 (Wellness Program).....\$ 15,973.00

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. (991-1988)

INCREASING ESTIMATED
REVENUE ACCOUNT NO.
01-001081 AND APPROPRIATION

RESOLUTION NO. (991-1988) Continued

ACCOUNT NO. A 1330-313
(RECEIVER OF TAXES)

Co. Carey offered the following resolution:

RESOLVED, to increase Estimated Revenue Account No. 01-001081 (Money-in-Lieu-of-Taxes) and Appropriation Account No. A 1330-313 (Receiver of Taxes - Office Supplies & Printing) by \$2,100.00.

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. (992-1988)

INCREASING ESTIMATED REVENUE ACCOUNT NO. 11-002680, APPROPRIATION ACCOUNT NO. CS 9550-910, ESTIMATED REVENUE ACCOUNT NO. 04-202770, APPROPRIATION ACCOUNT NO. DA 5130-447 AND TRANSFER FROM LIABILITY INSURANCE FUND TO HIGHWAY FUND (DA) (COMPTROLLER'S OFFICE)

Co. Carey offered the following resolution:

RESOLVED, to increase Estimated Revenue Account No. 11-002680 (Liability Insurance - Insurance Recoveries) and Appropriation Account No. CS 9550-910 (Transfer to Other Funds) by \$1,336.92, and be it

FURTHER RESOLVED, to increase Estimated Revenue Account No. 04-202770 (Highway - Misc. Revenue) and Appropriation Account No. DA 5130-447 (Equipment Repairs) by \$1,336.92 and transfer said funds from Liability Insurance Fund to Highway Fund (DA).

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. (993-1988)

DECREASING APPROPRIATION ACCOUNTS A 1640-406 AND A 1640-409 AND INCREASING APPROPRIATION ACCOUNTS A 1640-311 AND A 1640-312 (TOWN GARAGE)

Co. Carey offered the following resolution:

RESOLVED, to decrease the following Appropriation Accounts:

RESOLUTION NO. (993-1988) Continued

A 1640-406 (Repairs to Vehicles) by.....\$4,321.00
A 1640-409 (Fees for Services) by.....\$ 900.00

and increase the following Appropriation Accounts:

A 1640-311 (Gasoline) by.....\$4,321.00
A 1640-312 (Auto Maintenance Supplies) by.....\$ 900.00

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. (994-1988)

DECREASING APPROPRIATION
ACCOUNT A 1410-209 AND
INCREASING APPROPRIATION
ACCOUNT A 1410-328 (TOWN
CLERK)

Co. Carey offered the following resolution:

RESOLVED, to decrease Appropriation Account A 1410-209
(Other Equipment) and increase Appropriation Account A 1410-328
(Books & Publications) by \$1,025.00.

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. (995-1988)

FREEZING SPENDING IN ALL
200, 300 AND 400 LINES
EXCLUDING HIGHWAY, SEWER
AND SANITARY LANDFILL

Co. Carey offered the following resolution:

RESOLVED, that the spending of all 200, 300 and 400
accounts be immediately frozen by any and all departments, excluding
the Highway, Sewer and Sanitary Landfill Departments with the
exception of those emergency purchases submitted in writing and
authorized by the Comptroller, or in his absence, the Deputy
Comptroller.

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. (996-1988)

TRANSFERS OF VARIOUS LINES
IN RECREATION AND PARKS
DEPARTMENT

Co. Carey offered the following resolution:

RESOLVED, to decrease Appropriation Account No. A 7141-461 (Community Recreation Centers - Electricity & Gas) by \$2,000.00 and to increase Appropriation Account No. A 7141-111 (Community Recreation Centers - Overtime) by \$2,000.00, and be it

FURTHER RESOLVED, to decrease Appropriation Account No. A 7141-307 (Community Recreation Centers - Uniforms) by \$330.55 and to increase Appropriation Account No. A 7141-201 (Community Recreation Centers - Furniture & Furnishings) by \$330.55, and be it

FURTHER RESOLVED, to decrease Appropriation Account No. A 7141-307 (Community Recreation Centers - Uniforms) by \$248.76 and to increase Appropriation Account No. A 7141-222 (Community Recreation Centers - Park & Recreation Equipment) by \$248.76, and be it

FURTHER RESOLVED, to decrease Appropriation Account No. A 7210-219 (Refreshment Stands - Misc. Equipment) by \$820.15 and to increase Appropriation Account No. A 7210-114 (Refreshment Stands - Part-time Salaries) by \$820.15.

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. (997-1988)

DECREASING APPROPRIATION
ACCOUNT A 1620-408 AND
INCREASING APPROPRIATION
ACCOUNT A 1620-306
(BUILDING & MAINTENANCE)

Co. Carey offered the following resolution:

RESOLVED, to decrease Appropriation account A 1620-408 (Bldg. Repairs & Improvements) and increase Appropriation Account A 1620-306 (Maintenance Supplies) by \$2000.00.

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. (998-1988)

INCREASING ESTIMATED
REVENUE ACCOUNT NO.
01-002376-1 AND
APPROPRIATION ACCOUNTS NOS.
A 8160-311 AND A 8160-447
(SANITARY LANDFILL)

RESOLUTION NO. (998-1988) Continued

Co. Carey offered the following resolution:

RESOLVED, to increase Estimated Revenue Account No. 01-002376-1 (Refuse-Town of Ramapo) by \$1,745.69 and the following Appropriation Account Numbers:

A 8160-311 (Gasoline).....	\$ 1,069.57
A 8160-447 (Equip. Repairs).....	\$ 676.12

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. (999-1988)

AUTHORIZING PAYMENT TO
SECRETARY TO BOARD OF
APPEALS (MARGARETANN RIES)
(DEL JUIDICE V. ZBA)

Co. Carey offered the following resolution:

RESOLVED, that the sum of \$254.75 be paid to MARGARETANN RIES, Secretary to the Board of Appeals, for the preparation of the transcript in connection with the proceeding entitled:

LOUISE DEL JUIDICE v. ZONING BOARD OF APPEALS

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. (1000-1988)

SETTING PUBLIC HEARING RE
PROPOSED LOCAL LAW "ETHICS
IN GOVERNMENT LAW"

Co. Maloney offered the following resolution:

WHEREAS, Councilman Maloney, a member of the Town Board of the Town of Clarkstown, has introduced a proposed local law entitled,

"RECODIFICATION OF CHAPTER 9 - ETHICS IN GOVERNMENT LAW"

NOW, THEREFORE, be it

RESOLVED, that a public hearing pursuant to Section 20 of the Municipal Home Rule Law, be had at the Auditorium of the Town Hall, 10 Maple Avenue, New City, New York, on the 13th day of December, 1988, at 8:10 P.M., or as soon thereafter as possible, relative to such proposed local law, and be it

RESOLUTION NO. (1000-1988) Continued

FURTHER RESOLVED, that notice of the time, place and purpose of such hearing shall be published in the Journal News, the official newspaper of the Town of Clarkstown and posted in the manner provided by law, and be it

FURTHER RESOLVED, that the Town Attorney prepare notice of said hearing and that the Town Clerk cause the same to be published and posted as aforesaid and file proof thereof in the Office of the said Clerk.

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. (1001-1988)

AUTHORIZING FILING OF
APPLICATION FOR STATE
GRANT-IN-AID FOR LOCAL
RESOURCE REUSE AND RECOVERY
PROGRAM

Co. Smith offered the following resolution:

WHEREAS, Chapter 615 of the Laws of 1987 and Chapter 70 of the Laws of 1988 of the State of New York provides financial aid for local resource reuse and recovery programs; and

WHEREAS, Town of Clarkstown herein called MUNICIPALITY, has examined and duly considered Chapter 615 of the Laws of 1987 and Chapter 70 of the Laws of 1988 of the State of New York and the MUNICIPALITY deems it to be in the public interest and benefit to file an application under these laws; and

WHEREAS, it is necessary that a Contract by and between THE PEOPLE OF THE STATE OF NEW YORK, herein called the STATE, and the MUNICIPALITY be executed for such STATE aid;

NOW, THEREFORE, be it

RESOLVED, by the Town Board of Town of Clarkstown

1. That the filing of application in the form required by the State of New York and in conformity with Chapter 615 of the Laws of 1987 and Chapter 70 of the Laws of 1988 of the State of New York is hereby authorized including all understandings and assurances contained in said applications.

2. The Supervisor is directed and authorized as the official representative of the MUNICIPALITY to act in connection with the application and to provide such additional information as may be required and to sign the resulting contract if said application is approved by the STATE;

3. That the MUNICIPALITY agrees that it will fund its portion of the cost of said Local Resource Reuse and Recovery Program.

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RESOLUTION NO. (1001-1988) Continued

4. That the MUNICIPALITY or MUNICIPALITIES set forth their respective responsibilities by attached joint resolution relative to a joint Solid Waste Recovery and Management Project.

5. That four (4) Certified Copies of this Resolution be prepared and sent to the DIRECTOR, DIVISION OF SOLID WASTE, NEW YORK STATE DEPARTMENT OF ENVIRONMENTAL CONSERVATION, ALBANY, NEW YORK 12233-4010, together with a complete application.

6. That this resolution shall take effect immediately.

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. (1002-1988)

STUDENT GOVERNMENT DAY FOR
HIGH SCHOOL STUDENTS TO BE
HELD NOVEMBER 16, 1988

Co. Smith offered the following resolution:

RESOLVED, that Student Government Day will be held on Wednesday, November 16th, 1988 for High School Students and that the topic of Recycling be included in any legislation to be proposed for enactment by the students on that day.

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. (1003-1988)

SETTING PUBLIC HEARING ON
PROPOSED LOCAL LAW AMENDING
CHAPTER 47 OF TOWN CODE OF
TOWN OF CLARKSTOWN (FIRE
PREVENTION)

Co. Smith offered the following resolution:

WHEREAS, Councilwoman Smith, a member of the Town Board of the Town of Clarkstown, has introduced a proposed local law entitled,

"AMENDMENT TO CHAPTER 47 (FIRE PREVENTION)
OF THE TOWN CODE OF THE TOWN OF CLARKSTOWN"

NOW, THEREFORE, be it

RESOLVED, that a public hearing pursuant to Section 20 of the Municipal Home Rule Law, be had at the Auditorium of the Town

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RESOLUTION NO. (1003-1988) Continued

Hall, 10 Maple Avenue, New City, New York, on the 13th day of December, 1988 at 8:05 P.M., or as soon thereafter as possible, relative to such proposed local law, and be it

FURTHER RESOLVED, that notice of the time, place and purpose of such hearing shall be published in the Journal News, the official newspaper of the Town of Clarkstown and posted in the manner provided by law, and be it

FURTHER RESOLVED, that the Town Attorney prepare notice of said hearing and that the Town Clerk cause the same to be published and posted as aforesaid and file proof thereof in the Office of the said Clerk.

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. (1004-1988)

RESCINDING RESOLUTION NO.
962-1988 RE PROPOSED ZONE
CHANGE MAP 14, BLOCK B, LOT
10.02 FROM RS/CS TO MF-4
(SUSSEX WEST)

Co. Carey offered the following resolution:

RESOLVED, that Resolution No. 962-1988, adopted by the Town Board on October 11, 1988, with respect to a proposed zone change from RS/CS Districts to an MF-4 District on property designated as Map 14, Block B, Lot 10.02, is hereby rescinded.

Seconded by Co. Maloney

On roll call the vote was as follows:

- Councilman Carey.....Yes
- Councilman Kunis.....No
- Councilman Maloney.....Yes
- Councilwoman Smith.....Yes
- Supervisor Holbrook.....Yes

RESOLUTION NO. (1005-1988)

REFERRING PETITION FOR
CHANGE OF ZONE TO
CLARKSTOWN PLANNING BOARD
AND ROCKLAND COUNTY
COMMISSIONER OF PLANNING AND
SETTING PUBLIC HEARING FOR
SAME - MAP 14, BLOCK B, LOT
10.02 (SUSSEX WEST)

Co. Carey offered the following resolution:

WHEREAS, the Clarkstown Planning Board has recommended to the Town Board of the Town of Clarkstown that the Zoning Ordinance of the Town be amended by redistricting property described from an RS/CS District to an MF-4 District, and

WHEREAS, said property is designated on the Clarkstown Tax Map as Map 14, Block B, Lot 10.02;

RESOLUTION NO. (1005-1988) Continued

NOW, THEREFORE, be it

RESOLVED, that on the Motion of the Town Board of the Town of Clarkstown the proposal for a change of zone from an RS/CS District to an MF-4 District on property designated on the Clarkstown Tax Map as Map 14, Block B, Lot 10.02, is hereby scheduled for a public hearing, and be it

FURTHER RESOLVED, that a public hearing pursuant to Sections 264 and 265 of the Town Law be held at the Auditorium of the Town Hall of the Town of Clarkstown, at 10 Maple Avenue, New City, Rockland County, New York, in the Town of Clarkstown, on the 29th day of November, 1988, at 8:20 P.M., relative to the proposed amendment, and be it

FURTHER RESOLVED, that the Town Attorney prepare notice of such statutory hearing and that the Town Clerk cause the same to be published in the official newspaper of the Town as aforesaid and file proof thereof in the Office of the Town Clerk.

FURTHER RESOLVED, that the proposal is hereby referred to the Clarkstown Planning Board for report pursuant to Section 106-32 of the Zoning Ordinance of the Town of Clarkstown and to the Rockland County Commissioner of Planning and the other municipalities and governmental bodies as required by Sections 239-1 and 239-m of the General Municipal Law and other applicable provisions of law, and be it

FURTHER RESOLVED, for the purposes of the New York State Environmental Quality Review Act (SEQRA), the Town Board determines that it shall act as lead agency and Robert Geneslaw, Planning Consultant, is hereby authorized and directed to act as agent for the Town Board with respect to SEQRA review.

Seconded by Co. Maloney

On roll call the vote was as follows:

Councilman Carey.....	Yes
Councilman Kunis.....	No
Councilman Maloney.....	Yes
Councilwoman Smith.....	Yes
Supervisor Holbrook.....	Yes

RESOLUTION NO. (1006-1988)

APPOINTING HEARING OFFICER
ON MATTERS PERTAINING TO
HIGHWAY DEPARTMENT (PATRICK
FINNEGAN) - CHARGE TO
ACCOUNT NO. A 1420-209

Co. Carey offered the following resolution:

WHEREAS, there has been a need from time to time for the services of a hearing officer to hear and make recommendations on disciplinary matters involving members of the Highway Department;

NOW, THEREFORE, be it

RESOLVED, that the Town Board of the Town of Clarkstown hereby appoints Patrick Finnegan, Esq., as hearing officer pursuant to Section 75 of the Civil Service Law and the Collective Bargaining Agreement between the Town and the CSEA to act and hear disciplinary charges brought against members of the Town Highway Department by the Town Highway Superintendent, and be it

Continued on Next Page

RESOLUTION NO. (1006-1988) Continued

FURTHER RESOLVED, that Mr. Finnegan shall be compensated for his services in this regard at the rate of \$100.00 an hour, and said compensation shall be charged to Account No. A-1420-209, and be it

FURTHER RESOLVED, that this appointment may be rescinded by the Town Board upon notice to the Highway Superintendent and Mr. Finnegan.

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. (1007-1988)

AWARDING BID FOR BID
#89-1988 - SALE OF SURPLUS
VEHICLES (JOHN B.
DANNIBALE, MARVIN LA FLEUR,
LIBERTY MOTORS, TEPLITZ
AUTO PARTS AND WOODSIDE
MOTORS)

Co. Maloney offered the following resolution:

RESOLVED, that based upon the recommendation of the Director of Purchasing that

BID #89-1988
SALE OF SURPLUS VEHICLES

is hereby awarded to

JOHN B. DANNIBALE
125 Hayes Street
Elmsford, N.Y. 10523

MARVIN LA FLEUR
19 Lakeview Village
Spring Valley, N.Y. 10977

LIBERTY MOTORS
1705 Kennedy Blvd.
Jersey City, N.J. 07305

TEPLITZ AUTO PARTS
P.O. Box 280
102 West Nyack Road
Nanuet, N.Y. 10954

WOODSIDE MOTORS
67-02 Queens Blvd.
Woodside, N.Y. 11377

(Schedule of prices on file in Purchasing Department)

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. (1008-1988)

AWARDING BID FOR BID
#83-1988 - STREET COMMUNITY

RESOLUTION NO. (1008-1988) Continued

CENTER ROOF REHABILITATION
(KALENA CONSTRUCTION
CORPORATION) - CHARGE TO
CAPITAL ACCOUNT H
7141-01-409

Co. Maloney offered the following resolution:

RESOLVED, based upon the recommendation of Henry Horowitz, P.E., Laurence Kohler, Director of Purchasing and Edward J. Ghiazza, Supt. of Recreation and Parks that:

BID #83 - 1988
STREET COMMUNITY CENTER ROOF REHABILITATION

is hereby awarded to Kalena Construction Corporation, 7 Hillside Drive, New City, N.Y. 10956, in the base bid amount of \$48,612.00, and be it

FURTHER RESOLVED, that the Superintendent of Recreation and Parks is hereby authorized to execute any necessary change orders on behalf of the Town of Clarkstown, based upon the recommendation of Henry Horowitz, P.E., total work not to exceed \$60,000.00,

NOW, THEREFORE, be it

RESOLVED, that the total project for Street Community Center Roof Rehabilitation shall not exceed \$60,000.00 and be charged against Capital Account H-7141-01-409.

Seconded by Co. Kunis

(Councilman Kunis said we are approving an expenditure of \$60,000.00. He said many times things are approved and a year or so later down the line someone comes back and wants another \$10,000.00 or \$15,000.00. He would assume that \$60,000.00 is the maximum amount to be spent on the project and no one is going to come back and ask for more money four or five months down the line. He wanted to go on record as stating that he would not approve any more than \$60,000.00 in the future. He stated he would hope the job is bid properly and run properly and you don't come back and ask the Town Board for additional monies.

Mr. Ghiazza said he hoped that would not be necessary but when you are doing a rehabilitation and are taking a roof apart they have accounted for that but something unforeseen might occur. Councilman Kunis said he could not buy that. You get your estimates and that is what you have to tell the bidder. Mr. Ghiazza said this is a rehabilitation not a new job. Councilman Kunis said he understood that as he had rehabilitated a home and knows what it takes. If a contractor gives me a price of X amount of dollars and he comes in the middle of the job and says he wants Y amount then I don't want the contractor and I won't pay him. It's the same thing here. You can't come back after you've bid a job and ask for additional money. If the bid is \$60,000.00 please don't come back and ask this Board for another \$15,000.00 or \$20,000.00. Mr. Ghiazza said if there are extras they will be at the unit bid price which is a standard thing if you are not sure on a rehabilitation. There are unit bid prices in that bid package.

Councilman Kunis said then I am not going to approve it. He wanted to know that \$60,000.00 was the maximum as per the bid and as per the resolution. It is not fair to tell us that we are going to spend a maximum of \$60,000.00 and come back and ask for another \$15,000.00 of the taxpayers' money in six or seven months. You must bid the job, get the estimates and \$60,000.00 is the bottom line.

Continued on Next Page

RESOLUTION NO. (1008-1988) Continued

Councilwoman Smith said you are anticipating \$48,000.00 leading up to \$60,000.00 as the maximum? Mr. Ghiazza said \$48,000.00 is the base bid and then there are unit bid prices. When you open up that roof and they are not sure what is there the extras will be done on a unit price basis not on what the contractor decides to charge us at the time of the extra. There is a unit price in there which is a standard thing on a rehabilitation. He said what they have asked for now is the \$60,000.00 total. Councilwoman Smith said is that including the base bid plus any unit. Mr. Ghiazza said that is including the base bid and any possible occurrence when they open it. Councilwoman Smith said then that has been accounted for? She asked if it would come in on a time basis - if he says that it will be done by a certain time? Mr. Ghiazza said that was right. He said these prices that he got by bidding it are lower than the engineer's estimate was. We have already floated the bond and the prices are well under what we had anticipated and floated the bond money for. So we are well within the anticipated prices.

Councilman Kunis reiterated that the amount he questioned was the \$60,000.00. He said are you telling us that includes all the unit prices that may have to be bid out for unforeseen work? Is that what you have told Councilwoman Smith? Mr. Ghiazza said yes. Councilman Kunis said then that means that \$60,000.00 will be the maximum amount? Mr. Ghiazza said unless something totally unforeseen occurs. Councilwoman Smith said but you are saying that even though there is more in the bond you don't expect to exceed \$60,000.00? Mr. Ghiazza said that is correct, at this time.)

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. (1009)

AWARDING BID FOR BID
#91-1988 - STONE WALL
RECONSTRUCTION AT CASPER
HILL ROAD, VALLEY COTTAGE
CAL MART CONSTRUCTION CORP.

Co. Maloney offered the following resolution:

RESOLVED, that based upon the recommendation of the Superintendent of Highways and the Director of Purchasing that

BID #91-1988
STONE WALL RECONSTRUCTION AT
CASPER HILL ROAD, VALLEY COTTAGE,

is hereby awarded to

CAL MART CONSTRUCTION CORP.
357A Route 59
West Nyack, New York 10994

per their proposal project cost of \$15,000.00 for an 18" high wall, and be it

FURTHER RESOLVED, that said award is subject to the receipt in good form by the Director of Purchasing of a certificate of Liability Insurance and evidence of Workers Comp. coverage as detailed in the bid specifications.

Continued on Next Page

RESOLUTION NO. (1009-1988) Continued

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. (1010-1988)

AWARDING BID FOR BID
#92-1988 - TRAFFIC SIGNAL,
SMITH ROAD AND TUNNEL
BY-PASS ROAD, SPRING VALLEY
(WARDE ELECTRIC
CONTRACTING, INC.)

Co. Maloney offered the following resolution:

RESOLVED, that based upon the recommendation of the
Director of DEC and the Director of Purchasing that

BID #92-1988
TRAFFIC SIGNAL, SMITH ROAD AND TUNNEL BY-PASS
ROAD, SPRING VALLEY, NEW YORK

is hereby awarded to

WARDE ELECTRIC CONTRACTING, INC.
100 Wells Avenue
Congers, New York 10920

as per their low bid of \$33,895.00, and be it

FURTHER RESOLVED, that said award is subject to the
execution of a contract between the Town and the contractor as
prepared by the Town Attorney.

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. (1011-1988)

AWARDING BID FOR BID
#90-1988 - SALE OF SURPLUS
EQUIPMENT (JEFFREY AIZER,
GARY DROUTMAN AND JOHN P.
HENGLEIN)

Co. Maloney offered the following resolution:

RESOLVED, that based upon the recommendation of the
Director of Purchasing that

BID #90-1988
SALE OF SURPLUS EQUIPMENT

is hereby awarded to

Continued on Next Page

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RESOLUTION NO. (1011-1988) Continued

JEFFREY AIZER
169 Route 9W
Haverstraw, N.Y. 10927

GARY DROUTMAN
1705-1707 Kennedy Blvd
Jersey City, N.J. 07305

JOHN P. HENGLEIN
52 Pine Brook Road
Chestnut Ridge, N.Y. 10952

(schedule of prices on file in Town Clerk's Office)

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. (1012-1988)

AUTHORIZING TOWN ATTORNEY
TO DEFEND ARTICLE 78
PROCEEDING (MIELE V. ZBA)

Co. Smith offered the following resolution:

WHEREAS, a proceeding has been instituted against the
Town of Clarkstown entitled as follows:

In the Matter of the Application of

ARMAND MIELE,

Petitioner,

For an Order pursuant to Article 78
CPLR reviewing and annulling the
Resolution dated, June 20, 1988,
of the Zoning Board of Appeals of
the Town of Clarkstown,

Respondent.

NOW, THEREFORE, be it

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

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. (1013-1988)

RESCINDING RESOLUTION NO.
(984-1988) RE PROPOSED

Continued on Next Page

RESOLUTION NO. (1013-1988) Continued LOCAL LAW ENTITLED
"ACCESSORY APARTMENTS"

Supv. Holbrook offered the following resolution:

RESOLVED, that Resolution No. 984-1988, adopted by the Town Board on October 11, 1988, with respect to a proposed local law entitled "Accessory Apartments," is hereby rescinded.

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. (1014-1988) SETTING PUBLIC HEARING RE
PROPOSED LOCAL LAW ENTITLED
"ACCESSORY APARTMENTS"

Supv. Holbrook offered the following resolution:

WHEREAS, Supervisor Holbrook, a member of the Town Board of the Town of Clarkstown, has introduced a proposed local law entitled,

"ACCESSORY APARTMENTS"

NOW, THEREFORE, be it

RESOLVED, that a public hearing pursuant to Section 20 of the Municipal Home Rule Law, be had at the Auditorium of the Town Hall, 10 Maple Avenue, New City, New York, on the 13th day of December, 1988, at 8:00 P.M., or as soon thereafter as possible, relative to such proposed local law, and be it

FURTHER RESOLVED, that notice of the time, place and purpose of such hearing shall be published in the Journal News, the official newspaper of the Town of Clarkstown and posted in the manner provided by law, and be it

FURTHER RESOLVED, that the Town Attorney prepare notice of said hearing and that the Town Clerk cause the same to be published and posted as aforesaid and file proof thereof in the Office of the said Clerk, and be it

FURTHER RESOLVED, that the proposed local law shall be referred to the Rockland County Commissioner of Planning as required by Sections 239-1 and 239-m of the General Municipal Law and other applicable provisions of law, and be it

FURTHER RESOLVED, for the purposes of the New York State Environmental Quality Review Act (SEQRA), the Town Board determines that it shall act as lead agency and Robert Geneslaw, Planning Consultant, is hereby authorized and directed to act as agent for the Town Board with respect to SEQRA review.

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. (1015-1988)

AUTHORIZING ATTENDANCE AT
STATE TRANSIT CONFERENCE
(JOSEPH LEWIS) - CHARGE TO
ACCOUNT NO. A 1010-414

Co. Maloney offered the following resolution:

RESOLVED, that Joseph Lewis, Transit Operations Supervisor, is hereby authorized to attend the Fall New York State Transit Conference in Albany, New York from November 15 to November 16, 1988, and be it

FURTHER RESOLVED, that necessary expenses not exceeding \$300.00 are to be charged to Account No. A 1010-414.

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. (1016-1988)

ACCEPTING DEED FOR ROAD
WIDENING AT ROOSEVELT
PLACE, NEW CITY, NEW YORK
FROM PARK EVANGELICAL FREE
CHURCH

Co. Maloney offered the following resolution:

WHEREAS, as a condition to the approval of the final map with regard to a site known as PARK EVANGELICAL FREE CHURCH, the Planning Board of the Town of Clarkstown requested a deed for road widening purposes along Roosevelt Place, New City, New York;

NOW, THEREFORE, be it

RESOLVED, that upon the recommendation of the Department of Environmental Control, deed dated September 5, 1988, from PARK EVANGELICAL FREE CHURCH to the Town of Clarkstown gratuitously conveying a strip of land along Roosevelt Place, New City, New York, is hereby accepted and ordered recorded in the Rockland County Clerk's Office.

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. (1017-1988)

AUTHORIZING RELEASE OF
MAINTENANCE BOND WITH
REGARD TO DEDICATED
SUBDIVISION (REGENT PARK)

Co. Maloney offered the following resolution:

Continued on Next Page

RESOLUTION NO. (1017-1988) Continued

RESOLVED, that upon the recommendation of the Department of Environmental Control of the Town of Clarkstown, Maintenance Bond No. 071801 furnished to the Town of Clarkstown in connection with dedication of the road(s) and improvements on December 9, 1986, in a subdivision known as REGENT PARK is terminated and the bond considered released.

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. (1018-1988)

AUTHORIZING REDUCTION IN
AMOUNT OF PERFORMANCE
AGREEMENT (REGENT PARK)

Co. Maloney offered the following resolution:

WHEREAS, a Performance Agreement for Incomplete Items was furnished to the Town of Clarkstown together with escrows in the sum of \$29,925, required in connection with the dedication of the roads and improvements in the REGENT PARK SUBDIVISION on December 9, 1986, and

WHEREAS, the developer has requested the reduction of the escrow amount from \$29,925, to \$10,000;

NOW, THEREFORE, be it

RESOLVED, that upon the recommendation of the Department of Environmental Control of the Town of Clarkstown, escrow for incomplete items secured by a passbook containing the sum of \$29,925 is hereby reduced to \$10,000.

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. (1019-1988)

AUTHORIZING SUPERVISOR TO
ENTER INTO AGREEMENT WITH
DR. LARRY C. LAWRENCE TO
PROVIDE SERVICES TO
CLARKSTOWN COUNSELING
CENTER AS A PSYCHIATRIC
CONSULTANT

Co. Maloney offered the following resolution:

WHEREAS, the Clarkstown Counseling Center, through its Director, Ellen Cohen, has expressed the need to have a medical doctor, as a part-time psychiatric consultant to the Clarkstown Counseling Center, and

RESOLUTION NO. (1019-1988) Continued

WHEREAS, Dr. Larry C. Lawrence has in the past provided said services to the Clarkstown Counseling Center, and

WHEREAS, it is in the best interest of the Town of Clarkstown to formalize an agreement in this regard;

NOW, THEREFORE, be it

RESOLVED, that the Supervisor is authorized to enter into an agreement with Dr. Larry C. Lawrence to provide medical services as a psychiatric consultant to the Clarkstown Counseling Center, said agreement to be in a form acceptable to the Town Attorney, and be it

FURTHER RESOLVED, that said agreement shall provide for the following:

1) Compensation shall be paid at the rate of \$45.00 per hour for a maximum of 14 hours per month and said fee shall be charged to Account No. A-4210-409;

2) That Dr. Lawrence shall in all respects cooperate with the Town of Clarkstown in seeking reimbursement from the Division of Substance Abuse Services for said consulting services, and

3) The agreement may be terminated on thirty (30) days written notice by the Town of Clarkstown.

Seconded by Co. Smith

(Before roll call Councilman Kunis asked if this had been discussed at workshop? Supervisor said no this was not discussed at workshop. This was a recommendation by the Counseling Center. Mr. Kunis said he was going to abstain because this was not dicussed previously and he had no backup on it.)

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. (1020-1988)

AUTHORIZING DIRECTOR OF
PURCHASING TO ADVERTISE FOR
BIDS FOR BID #1-1989
(STATIONERY SUPPLIES)

Co. Maloney offered the following resolution:

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

BID #1-1989
STATIONERY 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 Friday, November 18, 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.

RESOLUTION NO. (1020-1988) Continued

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. (1021-1988)

AUTHORIZING DIRECTOR OF
PURCHASING TO ADVERTISE FOR
BID FOR BID #5-1989
(CUSTODIAL/JANITORIAL
SUPPLIES)

Co. Maloney offered the following resolution:

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

BID #5-1989
CUSTODIAL/JANITORIAL 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 Tuesday,
November 22, 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. 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. (1022-1988)

AUTHORIZING DIRECTOR OF
PURCHASING TO ADVERTISE FOR
BIDS FOR BID #4-1989
(PHOTOCOPIER SUPPLIES)

Co. Maloney offered the following resolution:

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

BID #4-1989
PHOTOCOPIER 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 Tuesday,
Novmeber 17, 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.

RESOLUTION NO. (1022-1988) Continued

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. (1023-1988)

AWARDING BID FOR BID
#3-1989 (PRINTING OF TOWN
ENVELOPES AND STATIONERY)

Co. Maloney offered the following resolution:

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

BID #3-1989
PRINTING OF TOWN ENVELOPES
AND STATIONERY

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,
November 16, 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. 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. (1024-1988)

AUTHORIZING DIRECTOR OF
PURCHASING TO ADVERTISE FOR
BIDS FOR BID #2-1989 (PAPER
& PLASTIC SUPPLIES)

Co. Maloney offered the following resolution:

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

BID #2-1989
PAPER & PLASTIC 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 Monday,
November 21, 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.

Continued on Next Page

RESOLUTION NO. (1024-1988) Continued

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. (1025-1988)

AUTHORIZING DIRECTOR OF
PURCHASING TO ADVERTISE FOR
BIDS FOR BID #97-1988
(AUTOMOTIVE BRAKE ASBESTOS
VACUUM SYSTEM)

Co. Maloney offered the following resolution:

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

BID #97-1988
AUTOMOTIVE BRAKE ASBESTOS VACUUM SYSTEM

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,
November 28, 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. 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. (1026-1988)

ISSUING FINAL GENERIC
ENVIRONMENTAL IMPACT
STATEMENT RE: ZONE CHANGE
FROM LIO TO MRS (CLINTON
SQUARE PLAZA, INC.)

Co. Maloney offered the following resolution:

WHEREAS, Clinton Square Plaza, Inc. ("Applicant") filed
a Petition with the Town Board of the Town of Clarkstown to amend
the Zoning Ordinance and Zoning Map of the Town of Clarkstown to
permit the construction and operation of a regional shopping and
community center to be known as the "Palisades Center" in West Nyack
(the "Project" or "Site"), and

WHEREAS, the Town Board was designated to serve as lead
agency for the environmental review of the Project under the State
Environmental Quality Review Act ("SEQRA"), and

WHEREAS, the Town Board retained Manuel S. Emanuel
Associates, Inc. (the "Consultant") to serve as its independent

RESOLUTION NO. (1026-1988) Continued

environmental consultant and to assist the Town Board in its SEQRA review of the Project, and

WHEREAS, the Town Board by resolution adopted December 22, 1987, scheduled a public scoping session for the DGEIS which was held on January 15, 1988, at which time all interested and involved agencies and members of the public were given an opportunity to be heard with regard to the scope and content of the DGEIS, and

WHEREAS, a Draft Generic Environmental Impact Statement ("DGEIS") was accepted as complete by the Town Board, as lead agency, on May 10, 1988, and circulated and filed in accordance with the SEQRA regulations, and

WHEREAS, public hearings were held to receive public comments on the DGEIS and the requested zone change on May 25, May 31, and June 21, 1988, at which time all persons attending who wished to be heard with respect to the proposed project were given an opportunity to be heard, and

WHEREAS, the public comment period on the DGEIS extended from May 10, 1988, to July 8, 1988, in order to provide the public with an opportunity to submit written comments on the DGEIS, and

WHEREAS, the public comment period on the DGEIS closed on July 8, 1988, except that extensions of time for providing comments on the DGEIS were extended to the New York State Department of Transportation ("NYSDOT") in order to accommodate the NYSDOT's desire to coordinate its comments on the DGEIS with those of the Federal Highway Administration and the New York State Thruway Authority, and

WHEREAS, an extension of time was granted to the Rockland County Department of Planning and the Town of Clarkstown Planning Board, respectively, to provide the Town Board with their recommendations on the proposed rezoning, and

WHEREAS, public comments were received at the public hearings and were received from members of the public and involved and interested agencies in written form before, during and after the close of the public comment period which have been duly considered by the Town Board and its environmental consultant, and

WHEREAS, the applicant has submitted a proposed Final Generic Environmental Impact Statement ("FGEIS") which consists not only of the DGEIS, revisions to the DGEIS, a summary of public comments on the DGEIS and additional data responsive to the comments, but also responses to all of the substantive comments received, and

WHEREAS, the Town's environmental Consultant has reviewed the FGEIS submitted by the Applicant and has concluded that the FGEIS contains an adequate, fair and balanced discussion of all the significant environmental, social and economic impacts associated with the Project as required by Article 8 of the Environmental Conservation Law ("ECL") and should be determined complete by the Town Board, as lead agency, and filed in accordance with the SEQRA regulations, and

WHEREAS, the members of the Town Board have had an opportunity to review the public comments received on the DGEIS which are summarized and responded to in the FGEIS and has reviewed the FGEIS for completeness, accuracy and adequacy;

NOW, THEREFORE, be it

Continued on Next Page

RESOLUTION NO. (1026-1988) Continued

RESOLVED, that the Town Board of the Town of Clarkstown, as lead agency, pursuant to ECL Sections 8-0109 and implementing regulations set forth in 6 NYCRR Part 617 has determined that the FGEIS regarding the Project is complete, and hereby directs that the FGEIS be filed and circulated to other involved agencies as required by the SEQRA regulations, and be it

FURTHER RESOLVED, that the Town Clerk cause the attached Notice of Completion of FGEIS, together with the FGEIS, be circulated and filed as required by the SEQRA regulations, and be it

FURTHER RESOLVED, that the FGEIS be made available to the public for consideration and comment for a period of ten (10) days from the date hereof, ending on November 4, 1988, and in order to facilitate public review of the FGEIS, the Applicant shall file copies of the FGEIS and the Notice of Completion of FGEIS at the Valley Cottage Free Library, the Nyack Free Library, the New City Library and the Nanuet Public Library.

Seconded by Co. Kunis

On roll call the vote was as follows:

Councilman Carey.....	No
Councilman Kunis.....	Yes
Councilman Maloney.....	Yes
Councilwoman Smith.....	Yes
Supervisor Holbrook.....	No

Councilman Carey said he was going to vote no because he thought it was premature at this particular point since Mr. Chase's report has not been given to this Town Board. There are questions relating to flooding, air quality, toxic wastes, hazardous sites and traffic that still have to be answered.

Supervisor Holbrook said he was voting no on the motion primarily because he does believe that it is premature in terms of the consultant's reports. We have only had a week to look at this and in addition, Mr. Chase's (William Chase, Rockland County Commissioner of Planning) comments have not been available to either our consultant or the Town Board itself.

Supervisor handed a copy of his comments to each Town Board Member and remarked that these were some of the things that should be incorporated into any resolution that is proposed by a majority of the Town Board members for inclusion in a proposed zone change resolution at some subsequent time. He said he lists these things in 17 conditions. He said it is not limited to these conditions but they certainly should be included.

Councilman Maloney said these would be conditions that we would refer to before passing a resolution on any zone change - these and others. Supervisor said even though one might be part of a minority, if there is a majority of support on this, and we do not know what Mr. Chase is going to say, it is incumbent upon the minority to put forward some of the things they believe should be considered by those in the majority to be included in any proposed zone change resolution. He said he puts this statement out as food for thought to include if they choose to pursue considering an approval of this zone change. He said he was stating this respectfully and not adversarial and not as a means to embarrass anyone. It is just being said for informational purposes.

Councilwoman Smith said I do think that you mean this respectfully but we just sat upstairs, less than one hour ago and sat and discussed that we were going to pass this motion tonight and that every condition would be considered and really, really

RESOLUTION NO. (1028-1988) 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

RESOLUTION NO. (1029-1988)

ACCEPTING RESIGNATION OF
CROSSING GUARD - POLICE
DEPARTMENT (JOAN HIGGINS)

Co. Maloney offered the following resolution:

RESOLVED, that the resignation of Joan Higgins - 53 Gregory Street, New City, New York - Crossing Guard - Police Department - is hereby accepted - effective and retroactive to September 6, 1988.

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. (1030-1988)

ACCEPTING RESIGNATION OF
CROSSING GUARD - POLICE
DEPARTMENT (MARY HIGGINS)

Co. Maloney offered the following resolution:

RESOLVED, that the resignation of Mary Higgins, 8 South Park Avenue, Nanuet, New York - Crossing Guard - Police Department - is hereby accepted - effective and retroactive to September 6, 1988.

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. (1031-1988)

ACCEPTING RESIGNATION OF
CROSSING GUARD - POLICE
DEPARTMENT (KATHLEEN
O'CONNOR)

Co. Maloney offered the following resolution:

RESOLVED, that the resignation of Kathleen O'Connor, 15 South Park Avenue, Nanuet, New York - Crossing Guard - Police

Continued on Next Page

RESOLUTION NO. (1031-1988) Continued

Department - is hereby accepted - effective and retroactive to September 6, 1988.

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. (1032-1988)

ACCEPTING RESIGNATION OF
CROSSING GUARD - POLICE
DEPARTMENT (ROSE SCLAFANI)

Co. Maloney offered the following resolution:

RESOLVED, that the resignation of Rose Sclafani, 75D Ridge Road, Valley Cottage, New York - Crossing Guard - Police Department - is hereby accepted - effective and retroactive to September 6, 1988.

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. (1033-1988)

ACCEPTING RESIGNATION OF
CROSSING GUARD - POLICE
DEPARTMENT (FRANCES E.
BENNETT)

Co. Maloney offered the following resolution:

RESOLVED, that the resignation of Frances E. Bennett, 171 Brewery Road, New City, New York - Crossing Guard - Police Department - is hereby accepted - effective and retroactive to October 18, 1988.

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. (1034-1988)

RECOGNIZING APPOINTMENT BY
POLICE COMMISSION OF
CROSSING GUARD - POLICE
DEPARTMENT (STEPHEN ASPIAZU)

Continued on Next Page

RESOLUTION NO. (1034-1988) Continued

Co. Maloney offered the following resolution:

RESOLVED, that the Town Board hereby recognizes the appointment by the Police Commission of Stephen Aspiazu, 266 Cottage Road, Valley Cottage, New York, as a Crossing Guard - Police Department - at the rate of \$7.75 per crossing covered - effective and retroactive to September 22, 1988.

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. (1035-1988)

RECOGNIZING APPOINTMENT BY
POLICE COMMISSION OF
CROSSING GUARD - POLICE
DEPARTMENT (BARBARA
JEDLICKA)

Co. Maloney offered the following resolution:

RESOLVED, that the Town Board hereby recognizes the appointment by the Police Commission of Barbara Jedlicka, 9 Henry Street, New City, New York, as a Crossing Guard - Police Department - at the rate of \$7.75 per crossing covered - effective and retroactive to October 19, 1988.

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. (1036-1988)

RECOGNIZING APPOINTMENT BY
POLICE COMMISSION OF
CROSSING GUARD - POLICE
DEPARTMENT (MARTHA M. LEE)

Co. Maloney offered the following resolution:

RESOLVED, that the Town Board hereby recognizes the appointment by the Police Commission of Martha M. Lee, 121 Ludvigh Road, Bardonia, New York, as a Crossing Guard - Police Department - at the rate of \$7.75 per crossing covered - effective and retroactive to September 15, 1988.

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. (1037-1988)

RECOGNIZING APPOINTMENT BY
POLICE COMMISSION OF
CROSSING GUARD - POLICE
DEPARTMENT (FRANCES
HANLON-HUNT)

Co. Maloney offered the following resolution:

RESOLVED, that the Town Board hereby recognizes the appointment by the Police Commission of Frances Hanlon-Hunt, 147A South Main Street, New City, New York, as a Crossing Guard - Police Department - at the rate of \$7.75 per crossing covered - effective and retroactive to September 19, 1988.

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. (1038-1988)

RECOGNIZING (PERMANENT)
APPOINTMENT BY THE POLICE
COMMISSION OF A POLICE
OFFICER - POLICE DEPARTMENT
(DAVID TROIS)

Co. Maloney offered the following resolution:

WHEREAS, the Rockland County Personnel Office has furnished Certification of Eligibles #84200 Police Officer which contains the name of David Trois,

NOW, THEREFORE, be it

RESOLVED, that the Town Board hereby recognizes the (permanent) appointment by the Police Commission of David Trois, 1 North William Street, New City, New York, as a Police Officer - Police Department - at the current 1988 annual salary of \$32,146.00, effective November 7, 1988.

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. (1039-1988)

RECOGNIZING (PERMANENT)
APPOINTMENT BY POLICE
COMMISSION OF POLICE
OFFICER - POLICE DEPARTMENT
(ROBERT BURNS)

Co. Maloney offered the following resolution:

WHEREAS, the Rockland County Personnel Office has furnished Certification of Eligibles #84200 Police Officer which contains the name of Robert Burns,

RESOLUTION NO. (1039-1988) Continued

NOW, THEREFORE, be it

RESOLVED, that the Town Board hereby recognizes the (permanent) appointment by the Police Commission of Robert Burns, 541 Branchville Road, Valley Cottage, New York as a Police Officer - Police Department - at the current 1988 annual salary of \$32,146.00, effective November 7, 1988.

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. (1040-1988)

RECOGNIZING (CONTINGENT PERMANENT) APPOINTMENT BY POLICE COMMISSION OF POLICE OFFICER - POLICE DEPARTMENT (WILLIAM QUIRK)

Co. Maloney offered the following resolution:

WHEREAS, the Rockland County Personnel Office has furnished Certification of Eligibles #84200 Police Officer which contains the name of William Quirk,

NOW, THEREFORE, be it

RESOLVED, that the Town Board hereby recognizes the (contingent permanent) appointment by the Police Commission of William Quirk, 10 Hickory Drive, Nanuet, New York, as a Police Officer - Police Department - at the current 1988 annual salary of \$32,146.00, effective November 7, 1988.

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. (1041-1988)

RECOGNIZING (TEMPORARY) POSITION OF SENIOR TYPIST - POLICE DEPARTMENT (MARION B. GIONTA)

Co. Maloney offered the following resolution:

WHEREAS, the Rockland County Personnel Office has furnished Certification of Eligibles Senior Typist PEL #571 which contains the name of Marion B. Gionta,

NOW, THEREFORE, be it

RESOLVED, that the Town Board hereby recognizes the appointment by the Police Commission of Marion B. Gionta, 75

RESOLUTION NO. (1041-1988) Continued

Margaret Keahon Drive, Pearl River, New York, to the position of (temporary) Senior Typist - Police Department - at the current 1988 annual salary of \$17,605.00, effective and retroactive to October 17, 1988.

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

Councilman Kunis questioned the following resolutions having to do with Motor Equipment Operators I and II for the Highway Department. He asked if these are appointments filling new positions, unencumbered positions or what? Superintendent of Highways Anthony D'Antoni said these were positions that were vacant and he had moved personnel up to fill them. The only new person hired was the laborer. Smith asked if the person moved up the line is subject to a test or is it just an appointment. Mr. D'Antoni said they have to prove to him that they can handle the equipment but there is no written test for the job.

RESOLUTION NO. (1042-1988)

RECOGNIZING APPOINTMENT BY SUPERINTENDENT OF HIGHWAYS OF LABORER TO MOTOR EQUIPMENT OPERATOR I- HIGHWAY DEPARTMENT (ROBERT CAGGIANO)

Co. Maloney offered the following resolution:

RESOLVED, that the Town Board hereby recognizes the appointment by the Superintendent of Highways of Robert Caggiano, 35 Whitman Street, Congers, New York, from a Laborer to a Motor Equipment Operator I - Highway Department - at the current 1988 annual salary of \$17,261.00, effective and retroactive to October 10, 1988.

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. (1043-1988)

RECOGNIZING APPOINTMENT BY SUPERINTENDENT OF HIGHWAYS OF LABORER TO MOTOR EQUIPMENT OPERATOR I - HIGHWAY DEPARTMENT (ROBERT TIEGEN)

Co. Maloney offered the following resolution:

RESOLVED, that the Town Board hereby recognizes the appointment by the Superintendent of Highways of Robert Tiegen, 129

Continued on Next Page

RESOLUTION NO. (1043-1988) Continued

Laurel Road, New City, New York, from a Laborer to a Motor Equipment Operator I - Highway Department - at the current 1988 annual salary of \$17,261.00, effective and retroactive to October 10, 1988.

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. (1044-1988)

RECOGNIZING APPOINTMENT BY SUPERINTENDENT OF HIGHWAYS FROM MOTOR EQUIPMENT OPERATOR I TO MOTOR EQUIPMENT OPERATOR II - HIGHWAY DEPARTMENT (CLIFFORD RICKLI, III)

Co. Maloney offered the following resolution:

RESOLUTION, that the Town Board hereby recognizes the appointment by the Superintendent of Highways of Clifford Rickli, III, 60 Basswood Court, Bardonia, New York, from a Motor Equipment Operator I to a Motor Equipment Operator II - Highway Department - at the current 1988 annual salary of \$21,876.00, effective and retroactive to October 10, 1988.

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. (1045-1988)

RECOGNIZING APPOINTMENT BY SUPERINTENDENT OF HIGHWAYS FROM MOTOR EQUIPMENT OPERATOR I TO MOTOR EQUIPMENT OPERATOR II - HIGHWAY DEPARTMENT (RAYMOND BONELLI)

Co. Maloney offered the following resolution:

RESOLVED, that the Town Board hereby recognizes the appointment by the Superintendent of Highways of Raymond Bonelli, 25 Waldron drive, Stony Point, New York, from a Motor Equipment Operator I to a Motor Equipment Operator II - Highway Department - at the current 1988 annual salary of \$21,876.00, effective and retroactive to October 10, 1988.

Seconded by Co. Smith

On roll call the vote was as follows:

Continued on Next Page

RESOLUTION NO (1045-1988) Continued

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

RESOLUTION NO. (1046-1988)

RECOGNIZING THE APPOINTMENT
BY THE SUPERINTENDENT OF
HIGHWAYS OF LABORER -
HIGHWAY DEPARTMENT (KENNETH
GURNEE)

Co. Maloney offered the following resolution:

RESOLVED, that the Town Board hereby recognizes the appointment by the Superintendent of Highways of Kenneth Gurnee, 81 South Conger Avenue, Congers, New York, as a Laborer - Highway Department - at the current 1988 annual salary of \$16,534.00, effective anjd retroactive to October 17, 1988.

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. (1047-1988)

GRANTING EXTENSION OF SICK
LEAVE OF ABSENCE TO LABORER
- HIGHWAY DEPARTMENT (JAMES
VOCE)

Co. Maloney offered the following resolution:

RESOLVED, that in accordance with Article XVIII, Section 3(k) of the Labor Agreement between the Town of Clarkstown and the Clarkstown Unit of the C.S.E.A., James Voce, 33 Parkside Drive, Congers, New York - Laborer - Town Highway Department - is hereby granted an extension of his Sick Leave of Absence - at one-half pay - effective and retroactive to October 17, 1988 to November 15, 1988.

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. (1048-1988)

GRANTING LEAVE OF ABSENCE
TO SENIOR STENOGRAPHER -
TOWN JUSTICE DEPARTMENT
(CANDYCE DRAPER)

Co. Maloney offered the following resolution:

Continued on Next Page

RESOLUTION NO. (1048-1988) Continued

WHEREAS, Candyce Draper, 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 Candyce Draper, 11 Amanda Lane, Congers, New York - Senior Stenographer - Town Justice Department - is hereby granted a leave of absence, without pay, effective November 1, 1988 to November 30, 1988.

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. (1049-1988)

GRANTING LEAVE OF ABSENCE
TO REAL PROPERTY DATA
COLLECTOR - ASSESSOR'S
OFFICE (THOMAS ISENBK)

Co. Maloney offered the following resolution:

WHEREAS, Thomas Isenbek 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 Thomas Isenbek, 7 Summit Avenue, Stony Point, New York, Real Property Data Collector - Assessor's Office - is hereby granted a leave of absence, without pay, effective and retroactive to September 22, 1988, to November 14, 1988.

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. (1050-1988)

APPOINTING TO POSITION OF
(CONTINGENT PERMANENT)
LEGAL STENOGRAPHER - TOWN
ATTORNEY'S OFFICE (ROSEMARY
A. SANFRATELLO)

Co. Maloney offered the following resolution:

Continued on Next Page

RESOLUTION NO. (1050-1988) Continued

WHEREAS, the Rockland County Personnel Office has furnished Certification of Eligibles Legal Stenographer #88103 which contains the name of Rosemary A. Sanfratello,

NOW, THEREFORE, be it

RESOLVED, that Rosemary A. Sanfratello, 16 Tanglewood Court, Congers, New York, is hereby appointed to the position of Contingent Permanent Legal Stenographer - Town Attorney's Office - at the current 1988 annual salary of \$16,534.00, effective October 26, 1988.

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. (1051-1988)

APPOINTING TO POSITION OF
(PROVISIONAL) EMPLOYMENT
ASSISTANT I - COUNSELING
CENTER (ROBIN GRAFF)

Co. Maloney offered the following resolution:

RESOLVED, that Robin Graff, 28 Kendall Drive, New City, New York is hereby appointed to the position of (provisional) Employment Assistant I - Counseling Center - at the current 1988 annual salary of \$13,945.00, effective and retroactive to October 24, 1988.

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. (1052-1988)

AUTHORIZING ATTENDANCE AT
PUBLIC DEBT ISSUANCE FOR
GOVERNMENT FINANCE
OFFICERS' ASSOCIATION
(SCHOFIELD, LODICO)

Co. Smith offered the following resolution:

WHEREAS, the Government Finance Officers' Association is having a seminar on "Public Debt Issuance" on November 16, 1988 at the Fox Hollow Inn, Woodbury, New York,

NOW, THEREFORE, be it

RESOLVED, that Paul K. Schofield, Comptroller and Dolores F. Lodico, Deputy Comptroller may attend and all necessary

Continued on Next Page

RESOLUTION NO. (1052-1988) Continued

charges be charged to Appropriation Account No. A 1010-414
(Councilmen - Conferences & Schools.)

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. (1053-1988)

ACCEPTING PROPOSAL FROM
ORANGE & ROCKLAND
UTILITIES, INC. FOR STREET
LIGHTING AT THE GABLES, NEW
CITY

Co. Kunis offered the following resolution:

RESOLVED, based upon the recommendation of Kurian L. Kalarickal, Deputy Director, the following street lighting be installed to improve traffic and pedestrian safety, and be it

FURTHER RESOLVED, that the Town Board of the Town of Clarkstown hereby accepts proposal from Orange & Rockland Utilities, Inc., for street lighting at:

The Gables - New City
 Install: 1 - 5800 Lumen sodium vapor street light
 on one (1) Laminated Wood Pole
 Increase to the Town: \$115.64 plus E.F.C.
 Annual Charges: \$115.64
 (\$115.64 per unit x 1 units = \$115.64)

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. (1054-1988)

ADOPTING PARKING, STANDING
AND STOPPING REGULATIONS ON
MAIN STREET, NANUET, NEW
YORK AND SUPERCEDING ANY
PREVIOUS PARKING, STANDING
OR STOPPING REGULATIONS ON
MAIN STREET, NANUET FROM
ROUTE 59 TO CHURCH STREET

Co. Smith offered the following resolution:

RESOLVED, that based upon the recommendations of the Town Traffic Engineering Consultant and the approval of the Traffic and Traffic Fire Safety Advisory Board, the following parking, standing and stopping regulations on Main Street, Nanuet are hereby adopted:

RESOLUTION NO. (1054-1988) Continued

A. No Parking Anytime

1. On the west side from 400 feet south of Route 59 to 460 feet south of Route 59.
2. On the west side from 90 feet south of Orchard Street to 150 feet South of Orchard Street.
3. On the east side from 110 feet south of Orchard Street to 160 feet south of Orchard Street.
4. On the east side from 160 feet south of Orchard Street to 210 feet south of Orchard Street except for Nanuet Volunteer Ambulance Corps vehicles.
5. On the east side from the extension of the north curb line of the Nanuet Mall North Access Road to 400 feet south of Route 59.

B. No Standing Anytime

1. On the west side from 130 feet north of the Nanuet Mall North Access Road to the Nanuet Mall North Access Road.
2. On the west side from the Nanuet Mall North Access Road to 45 feet south of the Nanuet Mall North Access Road.
3. On the west side from 160 feet north of the Nanuet Mall South Access Road to the Nanuet Mall South Access Road.
4. On the west side from 100 feet north of Prospect Street to Prospect Street.
5. On the west side from 50 north of Orchard Street to Orchard Street.
6. On the west side from Orchard Street to 25 feet south of Orchard Street.
7. On the west side from 135 feet north of Old Middletown Road to Old Middletown Road.
8. On the east side from Church Street to 30 feet north of Church Street.
9. On the east side from Orchard Street to 25 feet south of Orchard Street.
10. On the east side from Orchard Street to 150 feet south of East Prospect Street.
11. On the east side from 100 feet south of East Prospect Street to East Prospect Street.
12. On the east side from East Prospect Street to 25 feet north of East Prospect Street.
13. On the east side from 200 feet south of First Street to First Street.
14. On the east side from 150 feet south of the extension of the south curb line of the Nanuet Mall North Access Road to the extension of the north curb line of the Nanuet Mall North Access Road.
15. On the east side from 400 feet south of Route 59 to Route 59.

C. No Stopping Anytime

Continued on Next Page

RESOLUTION NO. (1054-1988) Continued

1. On the west side from Route 59 to 300 feet south of Route 59.
2. On the west side from the Nanuet Mall South Access Road to 50 feet south of the Nanuet Mall South Access Road.

D. No Stopping Except for Buses

1. On the west side from 200 feet north of the Nanuet Mall South Access Road to 160 feet north of the Nanuet Mall South Access Road.
2. On the west side from Prospect Street to 75 feet south of Prospect Street.
3. On the east side from 150 feet south of East Prospect Street to 100 feet south of East Prospect Street.
4. On the east side from First Street to 100 feet north of First Street.

E. No Parking for a Period Longer than Two Hours

1. On the west side from 300 feet south of Route 59 to 400 feet south of Route 59.
2. On the west side from 460 feet south of Route 59 to 500 feet south of Route 59.
3. On the west side from 45 feet south of the Nanuet Mall North Access Road to 200 feet north of the Nanuet Mall South Access Road.
4. On the west side from 50 feet south of the Nanuet Mall South Access Road to 100 feet north of Prospect Street.
5. On the west side from 75 feet south of Prospect Street to 50 feet north of Orchard Street.
6. On the west side from 25 feet south of Orchard Street to 90 feet south of Orchard Street.
7. On the west side from 150 feet south of Orchard Street to 135 feet north of Old Middletown Road.
8. On the east side from 30 feet north of Church Street to 210 feet south of Orchard Street.
9. On the east side from 110 feet south of Orchard Street to 25 feet south of Orchard Street.
10. On the east side from 25 feet north of East Prospect Street to 200 feet south of First Street.
11. On the east side from 100 feet north of First Street to 150 feet south of the extension of the south curb line of the Nanuet Mall North Access Road.

IT IS FURTHER RESOLVED, that the Highway Superintendent is hereby authorized to install the signs necessary to post the regulations stated above, and it is

FURTHER RESOLVED, that upon the posting of the signs for the regulations given above any previous parking, standing, or stopping regulations on Main Street, Nanuet from Route 59 to Church Street are hereby superceded.

Seconded by Co. Maloney

On roll call the vote was as follows:

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RESOLUTION NO. (1054-1988) Continued

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

RESOLUTION NO. (1055-1988)

CONCERNING AGREEMENT FOR
WITHDRAWAL FROM ROCKLAND
COUNTY WORKERS COMPENSATION
SELF-INSURANCE PLAN

Co. Smith offered the following resolution:

WHEREAS, on October 27, 1987, the Town of Clarkstown passed a resolution to withdraw from the Rockland County Workers Compensation Self-Insurance Plan, and

WHEREAS, negotiations have taken place between the Town of Clarkstown and the Rockland County Workers Compensation Self-Insurance Plan concerning the terms and conditions of said withdrawal,

NOW, THEREFORE, be it

RESOLVED,

1. That the Supervisor of the Town of Clarkstown is hereby authorized to sign an agreement with the Rockland County Workers Compensation Plan providing for the withdrawal of the Town from said plan which agreement shall be in a form satisfactory to the Town Attorney.

2. That the financial arrangements shall embody the financial details as set forth in the accompanying memorandum by County of Rockland, Department of Budget with the following two changes:

a. Town of Clarkstown shall receive credit for one half of their contributions to reserve fund for "excess coverage" 1/1/81 - 12/31/87 = 1/2 totaling \$25,095.50,

b. Town of Clarkstown shall receive credit for one half of their contributions to said fund for 1/1/88 through 2/28/88 = 1/2 totaling \$4,353.50.

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

Councilwoman Smith asked when additional work on the Budget was to be scheduled? Supervisor said there would be a workshop on November 1, 1988. He said the budget should be ready to be adopted on the 15th of November.

Councilman Maloney said "I just read quickly what Mr. Holbrook has given out and I just don't want the people to leave here with the idea that these are just Mr. Holbrook's proposals. I

Continued on Next Page

don't think he intended that. At least I hope he didn't because it would seem that maybe he was thinking about conditions and guarantees and we weren't. I think all of us together as Board Members and in the press have been concerned from the very beginning that we get the best for the Town of Clarkstown and while there are fourteen items here or seventeen we may come up with twenty items, things that we are concerned about, just as Mr. Holbrook, about additional monies, upfront money, guarantees. We are not blind in terms of just giving a zone change without getting some guarantees and making Pyramid and the members of the Board of Directors and those that run the company adhere to everything that they have said. So just that you don't think that it would be just Mr. Holbrook's idea about this - we've all kicked it around and I'm glad that he's indicated some of the things that we're all concerned about. Thank you."

Councilwoman Smith said "to be completely open to the public on this when we sat upstairs earlier this evening and discussed what was on the agenda we also came to a tentative special meeting, either it will be November 10th or November 17th, where we will act on the zone change. We also encourage the Town Attorney to take all the conditions that are present in the FEIS from the Rockland County Planning Commissioner and those that we ourselves want in this zone change and we will take it to an outside legal counsel to write the resolution that is ironproof."

Councilman Kunis said "I haven't received any kind of a recommendation from the County Planning Commissioner yet and I would want to review that. I also want to echo Councilman Maloney's comments and Councilwoman Smith's comments. I think it is incumbent upon this entire Board if there comes a time where there is a majority of this Board that will approve a potential zone change that this Board put bi-partisan politics, put everything that has transpired through a certain point and knowing that there may be a zone change, if it does work out that there is and five people on this Board get together for, and work toward, a proposal and conditions that will benefit the entire community and the entire township here in Clarkstown. I think it's very important that we work together and make sure that we don't try to undercut or work against one another and while trying or doing that giving a potential applicant an opportunity to perhaps find a loophole because we haven't worked as a team. So I just want to say that to the minority on the Board, that as a majority working toward this zone change, I accept your recommendations and I accept your comments and you can be sure that I will work with you towards a change that will be positive for the Town of Clarkstown. Thank you."

On motion of Councilman Carey, seconded by Councilman Maloney and unanimously adopted, the Public Hearing re: Extension of the Clarkstown Consolidated Water Supply District No. 1 to include Narlan Development, was opened, time: 9:15 P.M.

On motion of Councilman Carey, seconded by Councilman Maloney and unanimously adopted, the Public Hearing re: Extension of the Clarkstown Consolidated Water Supply District No. 1 to include Narlan Development, was closed, ORDER SIGNED, time: 9:17 P.M.

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 9:18 P.M.

Respectfully submitted,

Patricia Sheridan

PATRICIA SHERIDAN,
Town Clerk

TOWN OF CLARKSTOWN
PUBLIC HEARING

85

Town Hall

10/25/88

9:15 P.M.

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

RE: EXTENSION OF CLARKSTOWN CONSOLIDATED WATER SUPPLY DISTRICT
NO. 1 TO INCLUDE NARLAN DEVELOPMENT

On motion of Councilman Carey, seconded by Councilman Maloney and unanimously adopted, the Public Hearing was declared open. Town clerk read notice calling Public Hearing and testified as to proper posting and publication. Town Clerk stated that there was on file in the Town Clerk's office an affidavit from the Deputy Director of Environmental Control testifying as to the benefit to the surrounding property owners of this proposed extension.

Supervisor asked if there was anyone present wishing to speak in favor of the proposed extension?

No one appeared.

Supervisor asked if there was anyone present wishing to speak in opposition to the proposed extension?

No one appeared.

On motion of Councilman Carey, seconded by Councilman Maloney and unanimously adopted, the Public Hearing was declared closed, ORDER SIGNED, time: 9:17 P.M.

Respectfully submitted,



PATRICIA SHERIDAN,
Town Clerk