

TOWN OF CLARKSTOWN
TOWN BOARD MEETING

Town Hall

4/25/89

8:00 P.M.

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

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

Supervisor Holbrook stated that the first order of
business this evening would be a proclamation as follows:

"OLDER AMERICANS' MONTH
May, 1989 Month

- WHEREAS, the Town of Clarkstown is privileged to number among its residents over seven thousand older Americans, a group which has proven to be vital to the growth and prosperity of our community, and
- WHEREAS, these citizens can be considered a great asset to the Town of Clarkstown, and
- WHEREAS, these men and women provide humor, zest and the wisdom of their years to enrich all our daily lives, and
- WHEREAS, our indebtedness to our older Americans is impossible to repay, and the Clarkstown Town Board is cognizant of the inherent socioeconomic problems of our older Americans and will continue to pursue new and innovative ways to help alleviate these burdens and, through our older American groups, will solidify our social bond between ourselves and our elderly persons, and
- WHEREAS, we now wish to reaffirm the affection, concern and profound respect we feel for this group of individuals;

NOW, THEREFORE, be it

RESOLVED, that I, Charles E. Holbrook, Supervisor of the Town of Clarkstown, on this 25th day of April, 1989, do hereby proclaim the month of May as "OLDER AMERICANS' MONTH" in the Town of Clarkstown and urge all our residents to join with us in recognizing all our older Americans in an appropriate fashion.

IN WITNESS WHEREOF I HEREUNTO SET MY
HAND AND CAUSE THE SEAL OF THE TOWN
OF CLARKSTOWN TO BE AFFIXED THIS 25TH
DAY OF APRIL, 1989

/s/ Charles E. Holbrook
CHARLES E. HOLBROOK, Supervisor

/s/ William J. Carey
William J. Carey, Councilman

/s/ Steven C. Kunis
Steven C. Kunis, Councilman

/s/ John R. Maloney
John R. Maloney, Councilman

/s/ Ann Marie Smith
Ann Marie Smith, Councilwoman

(S E A L)

Supervisor then presented a Certificate of Award to Frank Tessone in recognition of his attaining the level of Eagle Scout. Supervisor stated that the Town Board offered their congratulations and the entire Town was proud of his achieving this rank.

Supervisor then declared the Public Portion of the meeting open.

Appearance: William Gerard, Esq.

Mr. Gerard spoke re: Item 10B - abandoned vehicles. He said that the law requires notification to owners. Another problem he felt the Town was overlooking was that operable vehicles be auctioned off and the money held for a year for owner if he comes forth. So, if operable, state law requires that the Town conduct an auction. The law determines how a municipality can dispose of vehicles.

Supervisor said he would have Murray Jacobson refer this to Mark Posner and bring back to the next Workshop.

Mr. Les Bollman spoke on Item 15 - authorizing Larry Kohler to go out to bid to repair equipment.

Mr. Bollman also spoke with regard to Item 29 - DEC - technical services for the review of the Palisades Center.

Appearance: Ms. Rosemary Seery
15 Flitt Street
West Nyack, New York

Mrs. Seery spoke on the following topics:

1. DEC - cover for landfill.
2. Romolo's zone change.
3. Truck traffic on Doescher & Western Highway

Appearance: Mr. Joe Pantano
265 So. Little Tor Road
New City, New York 10956

Mr. Pantano spoke re Ethics Code - no board member should be able to vote for member of family.

Appearance: Mr. Bob Keahon
Kehon Car Removal

Mr. Keahon spoke on Item 10B - if Police give Title and 907 we are properly sanctioned.

Supervisor said this matter would go on the May 2nd workshop.

RESOLUTION NO. (371-1989)

AUTHORIZING SETTLEMENT OF
TAX CERTIORARI WITH RESPECT
TO COUNTY OF ROCKLAND

Co. Carey offered the following resolution:

WHEREAS, Tax Certiorari proceedings were commenced in the Supreme Court, State of New York, with respect to tax certiorari brought by the COUNTY OF ROCKLAND, and

WHEREAS, the County of Rockland agrees to discontinue the actions for Certiorari for the properties listed in the attached Schedule "A," and

WHEREAS, Abraham Watton, Director of Real Property Tax Services of the County of Rockland has proposed to settle the proceedings and discontinue with prejudice and without costs, on the following terms and conditions:

1. That the premises owned by the Petitioner, County of Rockland, described on the attached Schedule "B" be reduced for the year 1989/90 accordingly;

Continued on Next Page

RESOLUTION NO. (371-1989) Continued

2. That the reimbursement for the year 1989/90, be made through the office of the Commissioner of Finance, without interest;

3. That all municipal officials of the Town of Clarkstown shall be directed to make necessary notations, changes, amendments and/or corrections necessary to implement this settlement.

WHEREAS, it appears to be in the best interest of the Town of Clarkstown to settle such matter upon the terms and conditions aforesaid; and such settlement is recommended by the Town of Clarkstown and the Assessor of the Town of Clarkstown;

NOW, THEREFORE, be it

RESOLVED, that the settlement of the aforesaid action is authorized upon the terms and conditions herein stated; and the Town Attorney is authorized to sign the Stipulation of Discontinuance and any other documents necessary to effectuate such settlement.

(Schedules A and B on file in Town Clerk's Office)

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. (372-1989)

ACCEPTING DEED AND EASEMENT
DECLARATIONS (CHABAD
EDUCATIONAL CENTER)

Co. Maloney offered the following resolution:

WHEREAS, as a condition to the approval of the final map with regard to a site known as CHABAD EDUCATIONAL CENTER, the Planning Board of the Town of Clarkstown requested a Declaration of Easement for the purposes of ingress and egress and installation of utilities for the benefit of Lot 1 over Lot 2; a Declaration of Easement for drainage purposes across Lot 1 for the benefit of Lot 2 and Lot 1; and a deed to the Town of Clarkstown for a road widening strip along Phillips Hill Road, New City, New York;

NOW, THEREFORE, be it

RESOLVED, that upon the recommendation of the Department of Environmental Control of the Town of Clarkstown, the aforesaid Declarations made by Lubavitcher Yeshiva Achei Tmimim dated March 9, 1989, and March 28, 1989, respectively, together with deed dated February 7, 1989, between Lubavitcher Yeshiva Achei Tmimim and the Town of Clarkstown, are 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. (373-1989)

AUTHORIZING OBTAINING OF NECESSARY SERVICES AND EQUIPMENT TO PROVIDE FOR INSTALLATION OF FLASHING BEACON SIGN ASSEMBLIES WITH ADVANCED WARNING TO MOTORISTS. (STRAWTOWN ROAD ACCESS TO STRAWTOWN ELEMENTARY SCHOOL) - CHARGE TO INSTALLATION OF TRAFFIC SIGNALS A 3320-219

Co. Carey offered the following resolution:

WHEREAS, the P.T.A. of the Strawtown Elementary School, Strawtown Road, New City has appealed to Supervisor Charles E. Holbrook and the Town Board of the Town of Clarkstown for the installation of flashing beacon sign assemblies (2) with an advanced warning to motorists of a reduced, 15 mile per hour school speed limit on the roadway section in use by school children on Strawtown Road for access to the Strawtown Elementary School, and

WHEREAS, Strawtown Road, New City is a county road, a request for permission for the Town of Clarkstown to install said flashing beacon sign assemblies was sent to Manuel A. Da Cunha, Supt. of Highways, County of Rockland on October 27, 1988, and

WHEREAS, in a letter dated April 10, 1989, William J. Stein, P.E., County of Rockland Highway Department, has approved the installation of these flashing beacon sign assemblies; design to be bid as "the corrected Freed plan" as recommended by Howard L. Lampert, P.E., Traffic Consultant, Town of Clarkstown, in a report dated March 6, 1989,

NOW, THEREFORE, be it

RESOLVED, that Patricia A. Betz, Utility Services Coordinator, is hereby authorized and directed in consultation with Howard L. Lampert, P.E., Traffic and Highway Safety Engineer and Laurance Kohler, Director of Purchasing, to obtain the necessary services and equipment to provide for installation of the signals referred to above, at an estimated cost of \$13,000.00, funding charged against Installation of Traffic Signals A 3320-219.

Seconded by Co. Maloney

Councilman Kunis said when the bid is let out we should consider as a part of the bid that insurance from the firm awarded the bid be taken out to protect the Town until the job is officially signed over to the Town so we will not have a repeat of what happened outside the West Nyack Elementary School.

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. (374-1989)

SETTING PUBLIC HEARING ON PROPOSED LOCAL LAW - AMENDING CHAPTER 29 (BUILDING CONSTRUCTION) WITH RESPECT TO PLUMBING, HEATING AND AIR CONDITIONING WORK

Co. Maloney offered the following resolution:

Continued on Next Page

RESOLUTION NO. (374-1989) Continued

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

"AMENDMENT OF CHAPTER 29 (BUILDING CONSTRUCTION) OF THE TOWN CODE OF THE TOWN OF CLARKSTOWN WITH RESPECT TO PLUMBING, HEATING AND AIR CONDITIONING WORK"

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 June, 1989, 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. 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. (375-1989)

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

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,

"AMENDMENTS 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 Hall, 10 Maple Avenue, New City, New York, on the 13th day of June, 1989, at 8:10 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

Continued on Next Page

RESOLUTION NO. (375-1989) Continued

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. (376-1989)

AUTHORIZING SUPERVISOR TO
SIGN HOME RULE REQUEST
AMENDING SECTION 271 OF
HIGHWAY LAW WITH RESPECT TO
FUNDS FOR PURCHASING OF
HIGHWAY EQUIPMENT

Co. Maloney offered the following resolution:

WHEREAS, the cost of the purchase of certain highway equipment has risen rapidly in recent years, and

WHEREAS, Section 271 of the Highway Law, as amended, provides in subdivision 3a(1) that a limitation of \$200,000.00 only may be raised by taxes for highway equipment in Clarkstown, and

WHEREAS, the Town Board is desirous to increase the limits in the Town of Clarkstown to \$450,000.00 for the purchase of the highway equipment enumerated in Section 271 of the Highway Law and to have introduced into the State Legislature an Act to amend the highway law, in relation to the limitation on the amount expendable for equipment with respect to the Town of Clarkstown, and

WHEREAS, said Home Rule request was forwarded to the Assembly and Senate of the State of New York, for their review and submission as a bill, and said bill was introduced;

NOW, THEREFORE, be it

RESOLVED, that the Town Board of the Town of Clarkstown hereby authorizes the Supervisor of the Town of Clarkstown to sign a Home Rule request concerning Senate Bill No. 3096 and Assembly Bill No. 4772, amending Section 271 of the Highway Law.

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. (377-1989)

ACCEPTING PROPOSALS FROM
ORANGE & ROCKLAND UTILITIES
FOR STREET LIGHTING AT JOY
ACRES NORTH

Co. Carey offered the following resolution:

RESOLUTION NO. (377-1989) Continued

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:

Joy Acres North 1 & 2
Install: 12 - 5800 Lumen sodium vapor street lights on Laminated Wood Poles
Increase to the Town: \$1327.68 plus E.F.C.

Annual Charges: \$110.64
(\$110.64 per unit x 12 units = \$1327.68)

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. (378-1989)

INCREASING APPROPRIATION
ACCOUNT NO. A 1410-438
(MAINTENANCE AGREEMENTS)
AND DECREASING
APPROPRIATION ACCOUNT NO. A
1410-328 (BOOKS &
PUBLICATIONS) - TOWN CLERK

Co. Carey offered the following resolution:

WHEREAS, Appropriation Account No. A 1410-438 (Town Clerk - Maintenance Agreements) is overdrawn by \$2,000

NOW, THEREFORE, be it

RESOLVED, to decrease Appropriation Account No. A 1410-328 (Books & Publications) to Appropriation Account No. A 1410-438 (Maintenance Agreements).

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. (379-1989)

DECREASING APPROPRIATION
ACCOUNT NO. A 1420-204
(OFFICE MACHINES) AND
INCREASING APPROPRIATION
ACCOUNT A 1420-438
(MAINTENANCE AGREEMENTS) -
TOWN ATTORNEY

Co. Carey offered the following resolution:

Continued on Next Page

RESOLUTION NO. (379-1989) Continued

RESOLVED, to decrease Appropriation Account No. A 1420-204 (Office Machines) and increase Appropriation Account No. A 1420-438 (Maintenance Agreements) by \$1,000.00.

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. (380-1989)

DECREASING APPROPRIATION
ACCOUNT A 1640-311
(GASOLINE) AND INCREASING
APPROPRIATION ACCOUNT A
1640-209 (OTHER EQUIPMENT)

Co. Carey offered the following resolution:

RESOLVED, to decrease Appropriation Account A 1640-311 (Gasoline) and increase Appropriation Account A 1640-209 (Other Equipment) by \$1,775.00.

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. (381-1989)

AWARDING BID FOR BID
#33-1989 - SECURITY GUARD
SERVICE FOR TOWN PARKS
(JUSTICE SECURITY SERVICES,
INC.)

Co. Maloney offered the following resolution:

RESOLVED, that based upon the recommendation of the Asst. Supt. of Recreation and Parks and the Director of Purchasing that

BID #33-1989
SECURITY GUARD SERVICE FOR TOWN PARKS

is hereby awarded to

JUSTICE SECURITY SERVICES, INC.
421 East Route 59, Suite 8
Nanuet, New York 10954
Paul M. Bodner, Principal

as per their low bid proposal of \$7.60 per guard, per hour, and be it

FURTHER RESOLVED, that this award is subject to the receipt of a Certificate of Liability Insurance, including coverage for errors and omissions in the face amount of \$1 million. The Town

RESOLUTION NO. (381-1989) Continued

shall be named as a co-insured on the policy. Successful bidder shall also supply evidence of worker's compensation coverage.

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. (382-1989)

AUTHORIZING ATTENDANCE AT
NINTH ANNUAL ROCKLAND
COUNTY YOUTH FORUM AND
AWARDS DINNER (CHARGE TO
APPROPRIATION ACCOUNT NO. A
1010-414)

Co. Maloney offered the following resolution:

WHEREAS, the following are authorized to attend the Ninth Annual Rockland County Youth Forum and Awards Dinner on Thursday, May 4, 1989 at the Quality Inn-Tappan Zee, Nyack, New York:

Supervisor and Town Council
Town Clerk
Chief of Police and Designees
Superintendent of Recreation and Parks
and Designees
Members of Clarkstown Recreation Commission
Clarkstown Counseling Center Director and
Designees
Youth Commission Chairman
Director of Finance
Town Attorney

NOW, THEREFORE, be it

RESOLVED, that all expenses are not to exceed \$20.00 per attendee and be charged to Appropriations Account No. A 1010-414.

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. (383-1989)

TOWN BOARD COMMITTING TO
FUNDING TRAFFIC SIGNAL AT
NEW HEMPSTEAD ROAD AND WEST
CLARKSTOWN ROAD, NEW CITY -
ALL PLANS AND SPECIFICA-
TIONS TO BE APPROVED BY
COUNTY OF ROCKLAND PRIOR TO
INSTALLATION

Co. Carey offered the following resolution:

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RESOLUTION NO. (383-1989) Continued

WHEREAS, Howard L. Lampert, P.E., Traffic and Highway Engineering Consultant for the Town of Clarkstown, has recommended in a report dated February 8, 1989 that an actuated traffic signal be installed at the intersection of New Hempstead Road and West Clarkstown Road, New City;

NOW, THEREFORE, be it

RESOLVED, that the Town Board of the Town of Clarkstown hereby commits itself to funding such a traffic signal installation, and be it

FURTHER RESOLVED, as New Hempstead Road is a County Road, that all plans and specifications prepared for the installation of said traffic signal by the Town of Clarkstown be approved by the County of Rockland prior to installation.

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. (384-1989)

AUTHORIZING SUPT. OF HIGHWAYS TO UTILIZE THREE (3) HIGHWAY DEPARTMENT ROLL-OFF CONTAINERS AND ONE (1) COMPACTOR FOR REMOVAL OF COLLECTED DEBRIS IN CONNECTION WITH COUNTYWIDE VOLUNTEER LITTER CLEANUP OF HAMLET CENTER BUSINESS DISTRICTS (SATURDAY, APRIL 29, 1989)

Co. Maloney offered the following resolution:

WHEREAS, the Rockland County Joint Chamber of Commerce has organized "Our Fair County" day, a countywide volunteer litter cleanup of hamlet center business districts for Saturday, April 29, 1989, and

WHEREAS, litter cleanup efforts are to be targeted in the Town of Clarkstown for the New City, Nanuet, West Nyack, Congers, and Valley Cottage hamlet center business districts as part of "Our Fair County" day, and

WHEREAS, the Rockland County Joint Chamber of Commerce has requested the assistance of Anthony D'Antoni, Supt. of Highways, and the Clarkstown Highway Department in the removal and dumping of collected debris following "Our Fair County" day, and the assistance of the Clarkstown Town Board in the funding of two newspaper advertisements, the purpose of which is to encourage Clarkstown residents to volunteer for this cleanup day,

NOW, THEREFORE, be it

RESOLVED, that Anthony D'Antoni, Supt. of Highways is hereby authorized to utilize three (3) Highway Department roll-off containers, and one (1) compactor for the removal of collected debris, and be it

Continued on Next Page

RESOLUTION NO. (384-1989) Continued

FURTHER RESOLVED, that advertisements be placed in the official newspaper of the Town of Clarkstown on Sunday, April 22, 1989 and Thursday, April 27, 1989, at a total cost not to exceed \$1,000.00, and be appropriated through Advertising - A 6410-405.

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. (385-1989)

GRANTING A WAIVER FOR A UTILITY POLE (PARK EVANGELICAL CHURCH, LITTLE TOR ROAD, NEW CITY)

Co. Smith offered the following resolution:

WHEREAS, the Park Evangelical Church, located at Little Tor Road, New City, New York, is performing construction work which requires the installation of two utility poles for electrical service, and

WHEREAS, Orange and Rockland Utiltites has requested a waiver from the Town Board of the Town of Clarkstown concerning the second utility pole;

NOW, THEREFORE, be it

RESOLVED, that the Town Board hereby grants a waiver as to the installation of the second utility pole and authorizes the Town Attorney to notify Orange and Rockland Utilities concerning such waiver.

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. (386-1989)

AUTHORIZING DIRECTOR OF PURCHASING TO ADVERTISE FOR BIDS FOR BID #37-1989 - FLASHING BEACON SIGN ASSEMBLY ON STRAWTOWN ROAD, WEST NYACK

Co. Carey offered the following resolution:

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

BID #37-1989

FLASHING BEACON SIGN ASSEMBLY ON STRAWTOWN ROAD, WEST NYACK, NEW YORK

Continued on Next Page

RESOLUTION NO. (386-1989) Continued

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, May 19, 1989 at which time bids will be opened and read, and be it

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

Seconded by Co. Maloney

On roll call the vote was as follows:

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

RESOLUTION NO. (387-1989)

AUTHORIZING DIRECTOR OF PURCHASING TO ADVERTISE FOR BIDS FOR BID #39-1989 - BITUMINOUS MATERIAL FOR SURFACE TREATMENT OF TOWN ROADS

Co. Carey offered the following resolution:

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

BID #39-1989
BITUMINOUS MATERIAL FOR SURFACE TREATMENT OF TOWN ROADS

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, May 17, 1989 at which time bids will be opened and read, and be it

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

Seconded by Co. Maloney

On roll call the vote was as follows:

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

RESOLUTION NO. (388-1989)

AUTHORIZING DIRECTOR OF PURCHASING TO ADVERTISE FOR BIDS FOR BID #42-1989 - PRINTING/BINDING OF BICENTENNIAL CEMETERIES BOOK

Co. Carey offered the following resolution:

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

Continued on Next Page

RESOLUTION NO. (388-1989) Continued

BID #42-1989
PRINTING/BINDING OF BICENTENNIAL CEMETERIES BOOK

bids to be returnable to the Office of the Director of Purchasing, 10 Maple Avenue, New City, New York by 11:00 A.M. on Thursday, May 25, 1989 at which time bids will be opened and read, and be it

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

Seconded by Co. Maloney

On roll call the vote was as follows:

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

RESOLUTION NO. (389-1989)

AUTHORIZING DIRECTOR OF
PURCHASING TO ADVERTISE FOR
BIDS FOR BID #40-1989 -
TIRES/TUBES AND RELATED
WHEEL SERVICES

Co. Carey offered the following resolution:

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

BID #40-1989
TIRES/TUBES AND RELATED WHEEL SERVICES

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, May 24, 1989 at which time bids will be opened and read, and be it

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

Seconded by Co. Maloney

On roll call the vote was as follows:

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

RESOLUTION NO. (390-1989)

AUTHORIZING DIRECTOR OF
PURCHASING TO ADVERTISE FOR
BIDS FOR BID #41-1989 -
CAST IRON CURB INLETS,
CATCH BASIN FRAMES & GRATES

Co. Carey offered the following resolution:

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

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RESOLUTION NO. (390-1989) Continued

BID #41-1989
CAST IRON CURB INLETS, CATCH BASIN FRAMES & GRATES

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, May 22, 1989 at which time bids will be opened and read, and be it

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

Seconded by Co. Maloney

On roll call the vote was as follows:

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

RESOLUTION NO. (391-1989)

CORRECTING RESOLUTION NO. (354-1989) AUTHORIZING DIRECTOR OF PURCHASING TO ADVERTISE FOR BIDS FOR BID #36-1989 - SALE OF LEAF COMPOSTING MATERIAL

Co. Carey offered the following information:

RESOLVED, that Town Board Resolution #354-1989 is hereby corrected to read

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

BID #36-1989
SALE OF LEAF COMPOSTING MATERIAL

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, June 2, 1989 at which time bids will be opened and read, and be it

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

Seconded by Co. Maloney

On roll call the vote was as follows:

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

RESOLUTION NO. (392-1989)

AUTHORIZING DIRECTOR OF PURCHASING TO ADVERTISE FOR BIDS FOR BID #38-1989 - WASHED SAND AND GRAVEL

Co. Carey offered the following resolution:

Continued on Next Page

RESOLUTION NO. (392-1989) Continued

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

BID # 38-1989
WASHED SAND AND GRAVEL

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, May 16, 1989 at which time bids will be opened and read, and be it

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

Seconded by Co. Maloney

On roll call the vote was as follows:

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

RESOLUTION NO. (393-1989)

AUTHORIZING DIRECTOR OF PURCHASING TO ADVERTISE FOR BIDS FOR BID #43-1989 - PINE & BUSHINGS TURN ON A CATERPILLAR 973 LOADER

Co. Carey offered the following resolution:

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

BID #43-1989
PIN & BUSHINGS TURN ON A CATERPILLAR 973 LOADER

bids to be returnable to the Office of the Director of Purchasing, 10 Maple Avenue, New City, New York by 11:00 A.M. on Thursday, May 18, 1989 at which time bids will be opened and read, and be it

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

Seconded by Co. Maloney

On roll call the vote was as follows:

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

RESOLUTION NO. (394-1989)

AUTHORIZING SUPERINTENDENT OF HIGHWAYS TO REPAIR HAZARDOUS CONDITION ON EAST EVERGREEN ROAD, NEW CITY

Co. Maloney offered the following resolution:

Continued on Next Page

RESOLUTION NO. (394-1989) Continued

WHEREAS, road damage exists on East Evergreen Road, New City, New York, resulting in hazardous conditions;

NOW, THEREFORE, be it

RESOLVED, that the Superintendent of Highways is hereby authorized to take emergency measures to correct the condition on East Evergreen Road, New City, New York.

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. (395-1989)

AUTHORIZING SUPERINTENDENT OF HIGHWAYS TO INSTALL "STOP" SIGN AND "TRUCKS OVER 4 TONS EXCLUDED" SIGN ON NORTH GREENBUSH ROAD FROM NYS ROUTE 303 GOING SOUTH

Co. Maloney offered the following resolution:

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

A "Stop" sign on North Greenbush Road at the intersection with NYS Route 303.

A sign to read, "Trucks over 4 tons excluded." This sign to be erected: entering North Greenbush Road from NYS Rte 303 going south

and be i

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

Seconded by Co. 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. (396-1989)

ACCEPTING PROPOSALS FROM ORANGE AND ROCKLAND UTILITIES, INC. FOR STREET LIGHTING AT MARK LANE AND RENWOOD COURT, NEW CITY

Co. Smith offered the following resolution:

Continued on Next Page

RESOLUTION NO. (397-1989) Continued

credit, payable upon receipt of the refund check or credit from the telephone company.

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. (398-1989)

AUTHORIZING PAYMENT TO TWO
MINI-TRANS BUS DRIVERS FOR
THEIR SERVICES ON MAY 21,
1989 REGARDING A
SIGHTSEEING TOUR BEING HELD
BY THE CLARKSTOWN
BICENTENNIAL COMMISSION -
CHARGE TO ACCOUNT A 5630-110

Co. Smith offered the following resolution:

WHEREAS, the Clarkstown Bicentennial Commission has organized a sightseeing tour of historical places which are located in the Town of Clarkstown, to be held on May 21, 1989, and

WHEREAS, the Clarkstown Bicentennial Commission is requesting the Town Board to pay for the services of two of the Town's mini-trans bus drivers, and to supply the Commission with two mini-trans buses, for May 21, 1989, and

WHEREAS, the Town Board of the Town of Clarkstown believes that the tour of historical sites will be worthwhile endeavor;

NOW, THEREFORE, be it

RESOLVED, that the Town Board shall authorize payment to the two mini-trans bus drivers for their services on May 21, 1989 with respect to the bus tour, and be it

FURTHER RESOLVED, that such payment shall be charged to Account A-5630-110.

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. (399-1989)

ESTABLISHING FEE SCHEDULE
FOR DISPOSAL OF SOLID WASTE
BY TOWN OF RAMAPO

Co. Carey offered the following resolution:

WHEREAS, Resolution #340-1989 authorized the disposal of unbaled solid waste from the Town of Ramapo and the Villages within its boudaries at the Clarkstown Sanitary Landfill; and

Continued on Next Page

RESOLUTION NO. (399-1989) Continued

WHEREAS, the Director of Environmental Control has recommended a fee schedule pursuant to Chapter 63 of the Town Code with respect to disposal of said solid waste in the Clarkstown Sanitary Landfill;

NOW, THEREFORE, be it

RESOLVED, that the Director of Environmental Control is authorized to establish the following fee schedule for the disposal of solid waste originating in the Town of Ramapo, effective April 24, 1989;

1. Residential Garbage or that refuse resulting from single or multi-family dwellings - \$55 per ton or part.
2. Commercial Garbage or that refuse resulting from a business, commercial enterprise, retail establishment or office. Except for that waste termed "industrial waste," "Biohazardous Waste" or "hazardous waste" and other wastes excluded by regulation - \$75 per ton or part.
3. All other types of refuse, waste or debris - \$80 per ton or part.

and be it

FURTHER RESOLVED, that the Director of Environmental Control shall immediately post this fee schedule; and be it

FURTHER RESOLVED, that waste composed of stumps, white goods, tires, scrap steel and iron and drums shall not be accepted.

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. (400-1989)

AUTHORIZING DIRECTOR OF ENVIRONMENTAL CONTROL TO PURCHASE COVER MATERIAL FOR CLARKSTOWN SANITARY LANDFILL

Co. Maloney offered the following resolution:

WHEREAS, the Town Board has approved the disposal of unbaled solid waste from the Town of Ramapo, and

WHEREAS, in order to operate the Clarkstown Sanitary Landfill in an environmentally safe manner, in accordance with established New York State Department of Environmental Conservation regulations, additional fill must be purchased,

NOW, THEREFORE, be it

RESOLVED, that the Director of Environmental Control is authorized to purchase cover material (soil) and trucking services, under emergency provisions until such time as competitive bidding for cover material and/or trucking services can be completed, and be it

RESOLUTION NO. (400-1989) Continued

FURTHER RESOLVED, that the Director of Environmental Control and Director of Purchasing are authorized to advertise for bids to supply and deliver 25,000 tons per month of cover material (soil) to the Clarkstown Sanitary Landfill.

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. (401-1989)

AUTHORIZING ATTENDANCE AT
1989 HIGHWAY SCHOOL
(ANTHONY D'ANTONI, KARL H.
GERLACH AND HARRIET A.
ROTHERMEL) - CHARGE TO
ACCOUNT NO. A 1010-414

Co. Carey offered the following resolution:

RESOLVED, that Anthony D'Antoni, Superintendent of Highways, Karl H. Gerlach, Highway Maintenance Supervisor II and Harriet A. Rothermel, Service Dispatcher, are hereby authorized to attend the 1989 Highway School, at Ithaca College, June 5, 6, and 7, 1989, and be it

FURTHER RESOLVED, that all proper charges be charged to A 1010-414.

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. (402-1989)

GRANTING CERTIFICATE OF
REGISTRATION PURSUANT TO
SECTION 83-65 OF THE CODE
OF TOWN OF CLARKSTOWN - NO.
89-22 (STRAWTOWN BUILDERS,
INC., D/B/A HY-DYNAMICS)

Co. Maloney offered the following resolution:

WHEREAS, the following has applied for a Certificate of Registration pursuant to Section 83-65 of the Code of the Town of Clarkstown:

Strawtown Builders, Inc.
d/b/a HY-DYNAMIC EQUIPMENT
311 Strawtown Road
New City, New York 10956

RESOLVED, that the following Certificate of Registration be issued:

RESOLUTION NO. (402-1989) Continued

No. 89-22 to STRAWTOWN BUILDERS, INC.
d/b/a HY-DYNAMICS

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. (403-1989)

GRANTING EXTENSION OF SICK
LEAVE OF ABSENCE TO
CUSTODIAL WORKER -
MAINTENANCE DEPARTMENT
(RAYMOND DeFOREST)

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., Raymond DeForest, III, 22
Old Brick Road, New City, New York - Custodial Worker - Maintenance
Department - is hereby granted an extension of his Sick Leave of
Absence - at one half pay - effective and retroactive to April 23,
1989 to May 23, 1989.

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. (404-1989)

ACCEPTING RESIGNATION (BY
RETIREMENT) OF ASSISTANT
MAINTENANCE MECHANIC -
MAINTENANCE DEPARTMENT
(ANGELO PUMA)

Co. Maloney offered the following resolution:

RESOLVED, that the resignation (by retirement) of
Angelo Puma, 4 Hickory Drive, Nanuet, New York - Assistant
Maintenance Mechanic - Maintenance Department - is hereby accepted
with regret - effective May 31, 1989.

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. (405-1989)

RECOGNIZING APPOINTMENT BY
PARKS BOARD AND RECREATION
COMMISSION OF (PROVISIONAL)
RECREATION INFORMATION
CLERK - PARKS BOARD AND
RECREATION COMMISSION (MARY
ANN MAGGIO)

Co. Maloney offered the following resolution:

RESOLVED, that the Town Board hereby recognizes the appointment by the Parks Board and Recreation Commission of Mary Ann Maggio, 28 Adams Court, Pearl River, New York, as (provisional) Recreation Information Clerk - Parks Board and Recreation Commission - at the current 1989 annual salary of \$16,013.00, effective and retroactive to April 10, 1989.

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. (406-1989)

RECLASSIFYING POSITION OF
CLERK TYPIST TO SENIOR
CLERK TYPIST - PARKS BOARD
AND RECREATION COMMISSION

Co. Maloney offered the following resolution:

WHEREAS, the Rockland County Personnel Office has certified on March 13, 1989 that the Clerk Typist position (encumbered by Diana Vierling) - Parks Board and Recreation Commission - can be reclassified to the position of Senior Clerk Typist,

NOW, THEREFORE, be it

RESOLVED, that the position of Clerk Typist is hereby reclassified to the position of Senior Clerk Typist - effective and retroactive to April 24, 1989.

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. (407-1989)

RECOGNIZING APPOINTMENT BY
PARKS BOARD AND RECREATION
COMMISSION OF (PROVISIONAL)
SENIOR CLERK TYPIST - PARKS
BOARD AND RECREATION
COMMISSION (DIANA VIERLING)

Co. Maloney offered the following resolution:

Continued on Next Page

RESOLUTION NO. (407-1989) Continued

RESOLVED, that the Town Board hereby recognizes the appointment by the Parks Board and Recreation Commission of Diana Vierling, 10 Ambery Lane, Thiells, New York, as (provisional) Senior Clerk Typist - Parks Board and Recreation Commission - at the current 1989 annual salary of \$20,252.00, effective and retroactive to April 24, 1989.

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. (408-1989)

APPOINTING TO POSITION OF
(PART-TIME) BUS DRIVER -
MINI TRANS DEPARTMENT
(KAREN E. SKINNER)

Co. Maloney offered the following resolution:

RESOLVED, that Karen E. Skinner, 202 North Oraton Parkway, East Orange, New Jersey, is hereby appointed to the position of (part-time) Bus Driver - Mini Trans Department - at the current 1989 hourly rate of \$8.72, effective April 26, 1989.

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. (409-1989)

APPOINTING TO POSITION OF
CLERK TYPIST (PART-TIME) -
COUNSELING CENTER (MARIA
MYERS)

Co. Maloney offered the following resolution:

RESOLVED, that Maria Myers, 54L Ramapo Avenue, Suffern, New York, is hereby appointed to the position of Clerk Typist (part-time) - Counseling Center - at the current 1989 hourly rate of \$7.00 - effective April 26, 1989.

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. (410-1989)

APPOINTING TO POSITION OF
OFFICE WORKER STUDENT -
COUNSELING CENTER (MARIANNE
MURPHY)

Co. Maloney offered the following resolution:

RESOLVED, that Marianne Murphy, 11 High Tor Road, New City, New York, is hereby appointed to the position of Office Worker Student - Counseling Center - at the current 1989 hourly rate of \$3.75, effective May 1, 1989.

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. (411-1989)

ISSUING (FEIS) FINAL
ENVIRONMENTAL IMPACT
STATEMENT WITH RESPECT TO
PROPOSED ZONE CHANGE
(PARKER-NANUET ASSOCIATES)

Co. Maloney offered the following resolution:

WHEREAS, PARKER-NANUET ASSOCIATES ("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 redistrict property of the Petitioner described as follows:

1. Redistrict property designated on the Clarkstown Tax Map as Map 164, Block A, Lots 1 and 2.01, from an LIO District to an MF-2 District, as shown on Schedule "A" attached;
2. Redistrict property designated on the Clarkstown Tax Map as Map 164, Block A, Lot 12.03, from a PED District to an MF-2 District, as shown on Schedule "B" attached;
3. Redistrict property designated on the Clarkstown Tax Map as Map 164, Block A, Lot 13.2, from an LIO District to a PED District, as shown on Schedule "C" attached;
4. Redistrict property designated on the Clarkstown Tax Map as Map 164, Block A, Lot 12.2, from a PED District to a Modified PED District, as shown on Schedule "D" attached ;
5. Property designated on the Clarkstown Tax Map as Map 164, Block A, Lots 12.4, 12.5 and 13.1, to remain in a PED District, as shown on Schedule "E" attached, 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 RPPW, Inc., presently known as Robert Genslaw Co., (the "Consultant") to serve as its independent planning consultant and to assist the Town Board in its SEQRA review of the project, and

WHEREAS, the Town Board by resolution adopted scheduled a public scoping session for the DEIS which was held on September 17, 1987, at which time all interested and involved agencies and

RESOLUTION NO. (411-1989) Continued

members of the public were given an opportunity to be heard with regard to the scope and content of the DEIS, and

WHEREAS, a Draft Environmental Impact Statement ("DEIS") was accepted as complete by the Town Board, as lead agency, on June 14, 1988, and circulated and filed in accordance with the SEQRA regulations, and

WHEREAS, public hearings were held to receive public comments on the DEIS and the requested zone change on August 16, 1988 and September 27, 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 DEIS closed on October 28, 1988, 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 consultant and staff, 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, the applicant has submitted a proposed Final Environmental Impact Statement ("FEIS") which consists of the DEIS, revisions to the DEIS, a summary of public comments on the DEIS, additional data responsive to the comments, responses to all of the substantive comments received, and Fiscal Impact Analysis, Revised Graphics, and Traffic Appendix, and

WHEREAS, the Town Board, as lead agency, has reviewed the FEIS, together with the supplements, submitted by the Applicant, and has concluded that the FEIS 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, 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 DEIS which are summarized and responded to in the FEIS and has reviewed the FEIS for completeness, accuracy and adequacy;

NOW, THEREFORE, be it

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 FEIS regarding the Project is complete, and hereby directs that the FEIS be filed and circulated to other involved and interested agencies as required by the SEQRA regulations, and be it

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

FURTHER RESOLVED, that the FEIS be made available to the public for consideration and comment for a period of ten (10) days from the date hereof, ending on May 5, 1989, and in order to

Continued on Next Page

RESOLUTION NO. (411-1989) Continued

facilitate public review of the FEIS, the Applicant shall file copies of the FGEIS and the Notice of Completion of FEIS at the Valley Cottage Free Library, the Nyack Free Library, the New City Library and the Nanuet Public Library.

Seconded by Co. Smith

(Notice of Completion of Final EIS, Schedule A and Schedule B on file in Town Clerk's Office)

On roll call the vote was as follows:

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

RESOLUTION NO. (412-1989)

AMENDING ZONING ORDINANCE
OF TOWN OF CLARKSTOWN FROM
R-15 DISTRICT TO CS
DISTRICT - MAP 126, BLOCK
B, LOTS 25, 26, 26.01 AND
26.02 (GLOMAR REALTY CORP.
D/B/A ROMOLO'S)

Co. Carey offered the following resolution:

WHEREAS, the Town Board of the Town of Clarkstown by resolution duly adopted on the 14th day of March, 1989, provided for a public hearing on the 11th day of April, 1989, at 8:05 P.M., to consider the application of GLOMAR REALTY CORP., d/b/a ROMOLO'S, to amend the Zoning Ordinance of the Town of Clarkstown by redistricting the property of the Petitioner described on the Clarkstown Tax Map as Map 126, Block B, Lots 25, 26, 26.01 and 26.02, from an R-15 District to an CS District, and

WHEREAS, notice of public hearing was duly published as required by law and the public hearing was duly held at the time and place specified in the notice, and

WHEREAS, the Town Board of the Town of Clarkstown has received a Short Environmental Assessment Form pursuant to SEQRA, from our Planning Consultant, Robert Geneslaw, which the Board has discussed and considered such report in making their decision herein;

NOW, THEREFORE, be it

RESOLVED, that based upon the report of Robert Geneslaw, dated February 17, 1989, acting as staff to the Town Board as lead agency, the Town Board hereby determines that the change of zone shall not have any significant impact on the environment and no further processing pursuant to the State Environmental Quality Review Act (SEQRA) is required, and be it

FURTHER RESOLVED, that the zone change provided for herein is approved subject to the record owner providing a restrictive covenant benefitting the Town of Clarkstown in a form approved by the Town Attorney which shall provide that the applicant or successor in interest shall develop the premises for no other use except for a restaurant, with no retail uses being permitted, and conform to the following conditions:

1. Access to Medway Avenue shall be eliminated;

Continued on Next Page

RESOLUTION NO. (412-1989) Continued

2. A 30 ft. buffer shall be provided along the north lot line of Lot 26, and a 10 ft. buffer shall be provided along Medway Avenue;

3. The Official Map shows Route 303 as an 80 ft. right of way, and Medway Avenue as a 50 ft. right of way. Applicant shall gratuitously convey road widenings in accordance with the Official Map widths, and further provide declaration and deed for such conveyance to the satisfaction of the Town Attorney,

4. The floor area ratio of all improvements to the premises shall not exceed .35,

5. The entire parcel (Map 126, Block B, Lots 25, 26, 26.01 and 26.02) is subject to restaurant use only, with no retail uses being permitted, and subject to conditions 1 through 4 inclusive above, and be it

FURTHER RESOLVED, that for reasons of public health, safety and welfare, the Zoning Ordinance of the Town of Clarkstown be and it hereby is amended by redistricting from an R-15 District to a CS District, the following described property in the Hamlet of Congers, New York, in said Town, and be it

FURTHER RESOLVED, that the Town Board has determined to adopt this zone change by a majority plus one vote of the Board in contravention of the recommendation of the Rockland County Department of Planning because it believes that the bulk requirements of a CS District is suitable for this site, subject to the conditions set forth in this resolution, and that the impact of this change shall not be significant, and be it

FURTHER RESOLVED, that the Town Attorney is hereby authorized and directed to prepare notice of this Amendment to the Zoning Ordinance and that the Town Clerk cause the same to be published in the official newspaper of the Town and file proof thereof in the Office of the Town Clerk, as required by law.

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. (413-1989)

AUTHORIZING HIRING OF
APPRAISER REGARDING TOWN
PROPERTY (MAP 123, BLOCK G,
LOT 21) - VICINITY OF
LOWERRE PLACE, VALLEY
COTTAGE - CHARGE TO ACCOUNT
NO. 1420-409

Co. Smith offered the following resolution:

RESOLVED, that the Town Attorney is hereby authorized to obtain the services of an appraiser in connection with the proposed disposition as surplus Town property, known and designated on the Clarkstown Tax Map as Map 123, Block G, Lot 21, which property is located near Lowerre Place, Valley Cottage, and be it

FURTHER RESOVLED, that the expenses for the above shall be charged to Account No. 1420-409.

Continued on Next Page

RESOLUTION NO. (413-1989) Continued

Seconded by Co. Maloney

On roll call the vote was as follows:

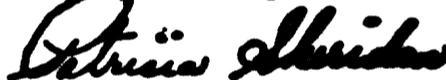
Councilman Carey.....	Yes
Councilman Kunis.....	Yes
Councilman Maloney.....	Yes
Councilwoman Smith.....	Yes
Supervisor Holbrook.....	Yes

On motion of Councilwoman Smith, seconded by Councilman Maloney and unanimously adopted, the Public Hearing re: Extension of Clarkstown Consolidated Water Supply District No. 1 to include Hiroshi Nakazawa was opened, time: 9:05 P.M.

On motion of Councilwoman Smith, seconded by Councilman Maloney and unanimously adopted, the Public Hearing re: Extension of Clarkstown Consolidated Water Supply District No. 1 to include Hiroshi Nakazawa was closed, ORDER SIGNED, time: 9:07 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: 9:08 P.M.

Respectfully submitted,



PATRICIA SHERIDAN,
Town Clerk

TOWN OF CLARKSTOWN
PUBLIC HEARING

261

Town Hall

4/25/89

9:05 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 Hiroshi Nakazawa

On motion of Councilwoman Smith, 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 the Department of Environmental Control testifying as to the benefit to 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 Councilwoman Smith, seconded by Councilman Maloney and unanimously adopted, the Public Hearing was declared closed, ORDER SIGNED, time: 9:07 P.M.

Respectfully submitted,

Patricia Sheridan
PATRICIA SHERIDAN,
Town Clerk