

TOWN OF CLARKSTOWN
TOWN BOARD MEETING

209

Town Hall

9/19/89

8:15 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 stated that this evening they have a very special presentation and they are honored to have the New City Babe Ruth Prep All-Stars here. Supervisor said it is great to win the County and it's wonderful to win the State and it is certainly great to win the Regionals but it is magnificent to come as close as they did at the National level. The Supervisor read the Proclamation and then he said they would make the awards to the coaches and to the players.

"NEW CITY BABE RUTH PREP ALL-STARS" DAY
September 19, 1989

WHEREAS, the NEW CITY BABE RUTH PREP ALL-STARS, in defeating teams from Suffern, Spring Valley and Middletown by a combined score of 67-18, won the DISTRICT 7 CHAMPIONSHIP, and

WHEREAS, after this achievement, NEW CITY went on to defeat teams from Catskill, Scotia, Colonie and Latham by a combined score of 50-15, thereby winning the EASTERN NEW YORK STATE CHAMPIONSHIP, and

WHEREAS, this victory led NEW CITY to the MIDDLE ATLANTIC REGIONAL CHAMPIONSHIP, where they further distinguished themselves by defeating teams from Scranton, Pennsylvania; South Shore, New York and Marva, Virginia by a combined score of 37-13, thus becoming the FIRST BABE RUTH TEAM IN THE HISTORY OF ROCKLAND COUNTY TO ADVANCE TO THE WORLD SERIES, and

WHEREAS, NEW CITY, in defeating Pacific Southwest Champion Taylorsville, Utah and Southwest Champion Eagle Pass, Texas, FINISHED THIRD IN THE WORLD SERIES OF BABE RUTH PREP BASEBALL,

NOW, THEREFORE, BE IT RESOLVED, that I, Charles E. Holbrook, Supervisor of the Town of Clarkstown, on behalf of the Town Board and all our residents, proudly commend these fine young athletes, their manager, BILL ESAINKO and their coaches, ED BRENNEISEN and JERRY LUFTMAN for their outstanding achievement and hereby declare this day, September 19, 1989 as "NEW CITY BABE RUTH PREP ALL-STARS" DAY in the Town of Clarkstown.

IN WITNESS WHEREOF I
HEREUNTO SET MY HAND AND
CAUSE THE SEAL OF THE TOWN
OF CLARKSTOWN TO BE AFFIXED
THIS 19TH DAY OF SEPTEMBER,
1989

(s) Charles E. Holbrook
CHARLES E. HOLBROOK, Supervisor

/s/ William J. Carey /s/ Steven C. Kunis
William J. Carey, Councilman Steven C. Kunis, Councilman

(S E A L)

/s/ John R. Maloney /s/ Ann Marie Smith
John R. Maloney, Councilman Ann Marie Smith, Councilwoman

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Supervisor called upon the coaches to receive the Proclamation from the Town and congratulated them. He gave individual certificates of recognition and presented each to the managers. He then called upon all the players and presented them with their trophies. He again congratulated them on behalf of the Town Board and told them how proud we were of them.

On behalf of Babe Ruth, the State Championship Trophy and the Mid-Atlantic Regional Trophy were presented to the Town.

Councilman Kunis congratulated the team, the league and the coaches. He said he has been involved with the New City Little League and said as a Board Member he voted to expand the Street School facilities in North New City. He felt that in a very short period of time the New City Little League and the New City Babe Ruth League will have a permanent home.

Supervisor declared the Public Portion of the meeting open.

Appearance: Theodore Dusanenko
(former Supervisor of Clarkstown)

He said he lives in the proximity of the new Nyack High School which is under construction. He said he was asking for cooperation between the Town Board and the Nyack School District to have the sidewalks and drainage resolved. He said that the area of Storms Road and Christian Herald Road is a glacier during the winter months. He said that there should be an inclusion for sufficient funds in next year's capital budget for the drainage and the sidewalks within the mile, mile and a half of the Nyack High School.

Supervisor said they are already acquiring the rights-of-way from the people in that area.

Mr. Dusanenko said that the widening of 304 lost 30-40 parking spots. He also mentioned that it was difficult to cross Route 304 before reconstruction. He showed photographs taken in Spain of a walkway without steps over a highway so that pedestrians can safely cross 304. He said perhaps we can bring it to other offices for possible grade crossings to eliminate policemen at Germonds, Third Street, and Congers Road but at least at this intersection which is critical for the east/west traffic of the Town.

Appearance: William Scott
President of Spring Valley NACP

He said he was speaking on item #2 on the Establishment of the Civilian Complaint Revue Board. He said he wanted to thank Supervisor Holbrook, Commissioner Maloney and members of this body for being honest, decent and sincere in any meetings they had and they deserved the debt and gratitude of the NACP.

Appearance: Stanley Hertz
Western Highway
W. Nyack

He said he was very interested in the Recycling Plans and the problem of disposal. He said he was referring to item 20 and 26 on the agenda. He felt that there would be tremendous damage to the residents on Western Highway if Carbone set up a recycling station there and that they already have tremendous truck traffic through there. He said a lot of the truck traffic is Carbone truck traffic and felt that a better site would be on Snake Hill Road.

Supervisor said that they are working on the truck traffic now.

Appearance: Marie Hertz
Western Highway
West Nyack

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Appearance: Marie Hertz
Western Highway
West Nyack

She said she hoped the Board would think about our health and welfare and that she was counting on the Board to protect them. She thanked Councilwoman Smith for coming to her house. She presented a letter to the Board for the record from her neighbor Mary Anne Brancatelli.

(Letter on file in the Town Clerk's Office.)

Appearance: Sandy Peck
Patty Court
New City

She said she was here in regard to a petition from Robert Champeau that was filed for a zone change from residential housing to MF-3. She said this application has been applied for before and denied. She said it has been opposed by a group of residents in that area and they are still opposed to that zone change.

RESOLUTION NO. (826-1989) - A REFERRING AMENDMENT TO THE ZONING ORDINANCE TO THE CLARKSTOWN PLANNING BOARD AND THE ROCKLAND COUNTY COMMISSIONER OF PLANNING - HOT TUBS AND SPAS

Co. Maloney offered the following resolution:

WHEREAS, a comprehensive amendment to the Zoning Ordinance of the Town of Clarkstown was adopted on June 30, 1967, and further amended from time to time, and

WHEREAS, the Town Board of the Town of Clarkstown is considering to further amend said Zoning Ordinance;

NOW, THEREFORE, be it

RESOLVED, that the following proposed amendment to the Zoning Ordinance be referred to the Clarkstown Planning Board and the Rockland County Commissioner of Planning for their recommendation and report:

Amend §106-20(B)(10) of the Zoning Ordinance:

from: "(10) Hot tubs, spas and similar facilities. Hot tubs, spas and similar facilities are permitted in required rear yards, provided that no portion of the facility is closer than ten (10) feet to any side or rear lot line and it is screened from view. No portion of a hot tub located on a deck which is more than four (4) feet above ground level shall be closer than fifteen (15) feet to any side or rear lot line. No portion of the hot tub shall be located farther than twelve (12) feet from a principal structure. No outdoor hot tub shall be located with any RG or MF Zone unless it is part of a common recreation area."

to: "(10) Hot tubs, spas and similar facilities. Hot tubs, spas and similar facilities are permitted in required rear yards, provided that no portion of the facility is closer than ten (10) feet to any side or rear lot line and it is screened from view. No portion of a hot tub located on a deck which is more than four (4) feet

RESOLUTION NO. (826-1989) Continued

above ground level shall be closer than fifteen (15) feet to any side or rear lot line. No outdoor hot tub shall be located with any RG or MF Zone unless it is part of a common recreation area."

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.

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. (827-1989) - A

ESTABLISHING A CIVILIAN COMPLAINT REVIEW BOARD

Co. Maloney offered the following resolution:

WHEREAS, the Town of Clarkstown is desirous of providing efficient and effective police protection for all persons in the Township; and

WHEREAS, public confidence in the Clarkstown Police Department is a necessary part of this goal; and

WHEREAS, said confidence is undermined by complaints against police officers which go unresolved or unreported to the citizenry at large; and

WHEREAS, a joint investigative panel of citizens and police, such as a Civilian Complaint Review Board, can provide a swift and objective investigation and review of said complaints, while concurrently advising the public of the results thereof;

NOW, THEREFORE, be it

RESOLVED, that the Town of Clarkstown Town Board, with the support of the Clarkstown Police Chief and the Clarkstown Policemen's Benevolent Association, heretofore creates and establishes a Civilian Complaint Review Board; and be it

FURTHER RESOLVED, that the aforesaid Civilian Complaint Review Board shall be established and shall function pursuant to Clarkstown Police Department General Order number 305, as set forth in the Clarkstown Police Rules and Regulations/General Order Manual; and be it

FURTHER RESOLVED, that the Clarkstown Police Chief, and each member of the Clarkstown Town Board, Clarkstown Police Commission, and heretofore established Clarkstown Civilian Complaint Review Board is hereby authorized to act in conformity with the guidelines of said General Order number 305 for the purposes described therein.

Seconded by Co. Carey

On roll call the vote was as follows:

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RESOLUTION NO. (827-1989) Continued

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

RESOLUTION NO. (828-1989)

REFERRING PETITION FOR A
CHANGE OF ZONE TO THE
CLARKSTOWN PLANNING BOARD
AND THE ROCKLAND COUNTY
COMMISSIONER OF PLANNING -
C.R. CLEMENSEN

Co. Carey offered the following resolution:

WHEREAS, C.R. CLEMENSEN, has petitioned the Town Board of the Town of Clarkstown that the Zoning Ordinance of the Town be amended by redistricting property of the petitioner described from an LO District to an R-10 District, and

WHEREAS, C.R. CLEMENSEN has also petitioned the Town Board of the Town of Clarkstown to authorize use of Town Law 280-a(4), and

WHEREAS, said property is designated on the Clarkstown Tax Map as Map 60, Block A, Lot 7;

NOW, THEREFORE, be it

RESOLVED, that the petition 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.....	Yes
Councilman Maloney.....	Yes
Councilwoman Smith.....	Yes
Supervisor Holbrook.....	Yes

RESOLUTION NO. (829-1989)

REFERRING PETITION FOR A
CHANGE OF ZONE TO THE
CLARKSTOWN PLANNING BOARD
AND THE ROCKLAND COUNTY
COMMISSIONER OF PLANNING -
MICHAEL AND DONNA CEFOLA

Co. Carey offered the following resolution:

WHEREAS, MICHAEL & DONNA CEFOLA, have petitioned the Town Board of the Town of Clarkstown that the Zoning Ordinance of

Continued on Next Page

RESOLUTION NO. (829-1989) Continued

the Town be amended by redistricting property of the petitioners described from a LIO District to an MF-3 District, and

WHEREAS, said property is designated on the Clarkstown Tax Map as Map 123, Block D, Lot 3;

NOW, THEREFORE, be it

RESOLVED, that the petition 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.....Yes
- Councilman Maloney.....Yes
- Councilwoman Smith.....Yes
- Supervisor Holbrook.....Yes

RESOLUTION NO. (830-1989)

AUTHORIZING THE SUPERINTENDENT OF HIGHWAYS TO INSTALL STOP SIGN ON OLD RTE 304, NEW CITY; "ALL WAY" SIGNS TO BE ERECTED UNDER ALL OF THE EXISTING STOP SIGNS AT THE INTERSECTION OF ZUKOR RD/NORTH MAIN ST. AT OLD RTE 304

Co. Carey 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 (R1-1C) on Old Rte 304, New City. Also "All Way" signs (R1-3C) to be erected under all of the existing Stop signs at the intersection of Zukor Rd./North Main St. at Old Rte. 304, and be it

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

Seconded by Co. 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. (831-1989)

AUTHORIZING SUPERINTEND-
ENT OF HIGHWAYS TO INSTALL
RIGHT TURN SIGN AND 10 MPH
SIGN ON SOUTHBOUND CONGER
AVE.; LEFT TURN SIGN ON
EASTBOUND THIRD ST.; 10 MPH
SIGN AT GRANT AVE., CONGERS

Co. Carey 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 Right turn (W1-2C) sign and 10 MPH (W9-1X) sign on
southbound Conger Ave., north of driveway of 322 South Conger Ave.,
Congers.

On eastbound Third Street, a Left turn (W1-1C) sign and
a 10 MPH (W9-1X) sign to be erected just to the West of the Utility
pole at Grant Avenue, Congers, and be it

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

Seconded by Co. 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. (832-1989)

AUTHORIZING SUPERINTENDENT
OF HIGHWAYS TO INSTALL LEFT
TURN SIGN AND A 10 MPH
ADVISORY SPEED SIGN ON
WESTBOUND MAPLE ROAD,
VALLEY COTTAGE; RIGHT TURN
SIGN AND 10 MPH ADVISORY
SPEED SIGN ON BRANCHVILLE
ROAD, VALLEY COTTAGE; STOP
SIGN ON EASTBOUND BRANCH-
VILLE ROAD AT VALLEY COTTAGE

Co. Carey 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 Left Turn (W1-1C) sign and a 10 MPH Advisory Speed
sign (W9-1X) sign on westbound Maple Road, approximately 200 feet
East of Branchville Road, Valley Cottage.

A Right Turn (W1-2C) sign and a 10 MPH Advisory Speed
(W9-1X) sign on northbound Branchville Road approximately 200 feet
South of Maple Road in the vicinity of #32 Branchville Road, Valley
Cottage.

A Stop sign on Eastbound Branchville Road at Maple
Road, Valley Cottage, and be it

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RESOLUTION NO. (832-1989) Continued

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. 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. (833-1989)

AUTHORIZING SUPERINTENDENT OF HIGHWAYS TO INSTALL "WEIGHT LIMIT 4 TONS EXCEPT FOR LOCAL DELIVERY" SIGNS ON SNAKE HILL ROAD AT CRUSHER ROAD, ON CRUSHER ROAD NORTH FROM INTERSECTION OF SNAKE HILL ROAD AND OPPOSITE NEW BRIDGE ON NORTH SIDE OLD MILL ROAD, WEST NYACK, NEW YORK

Co. Carey offered the following resolution:

RESOLVED, the Superintendent of Highways is hereby authorized to install the following signs:

"Weight limit 4 tons except for local delivery"

to be erected on:

on Snake Hill Road, 100 feet east of intersection of Crusher Road,
on Crusher Road, 20 feet north from intersection of Snake Hill Road,
opposite the new bridge on the north side of Old Mill Road, West Nyack, New York

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. (834-1989)

DECREASING APPROPRIATION ACCOUNT NO. A 7141-408 (COMMUNITY RECREATION CENTERS BUILDING REPAIRS AND IMPROVEMENTS) BY \$800.00 AND TO INCREASE APPROPRIATION ACCOUNT NO. A 7141-222 BY \$800.

Co. Carey offered the following resolution:

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RESOLUTION NO. (834-1989) Continued

RESOLVED, to decrease Appropriation Account No. A 7141-408 (Community Recreation Centers-Building Repairs and Improvements) by \$800.00 and to increase Appropriation Account No. A 7141-222 (Community Recreation Centers-Park & Recreation Equipment) by \$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. (835-1989)

DECREASING CONTINGENCY
ACCOUNT A 1990-505 AND
INCREASING APPROPRIATION
ACCOUNT A 4210-328 (BOOKS
AND PUBLICATIONS) BY \$2,000

Co. Carey offered the following resolution:

Resolved to decrease Contingency Account A 1990-505 and increase Appropriation Account A 4210-328 (Books and Publications) by \$2,000.

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. (836-1989)

ANTICIPATING \$5,000 FOR
DISCIPLINARY HEARINGS FOR
HIGHWAY DEPT.; RESCINDING
RESOLUTION NO. 762, AUGUST
29, 1989; DECREASING
APPROPRIATION ACCOUNT NO.
DB 5110-110 AND INCREASING
APPROPRIATION ACCOUNT NO.
DB 5110-459 BY \$5,000

Co. Carey offered the following resolution:

WHEREAS, the Town Attorney's Office will be presiding over Highway disciplinary hearings and the cost of these hearings have been anticipated to be \$5,000, be it

THEREFORE RESOLVED, to rescind Town Board Resolution No. 762 dated August 29, 1989 and be it

FURTHER RESOLVED, to decrease Appropriation Account No. DB 5110-110 (Highway Fund-Salaries) and increase Appropriation Account No. DB 5110-459 (EBT's, Depositions Hearings) by \$5,000.

Seconded by Co. Maloney

On roll call the vote was as follows:

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RESOLUTION NO. (836-1989) Continued

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

RESOLUTION NO. (837-1989)

TRANSFERRING OVERDRAWN
APPROPRIATION ACCOUNTS IN
THE AUGUST 31, 1989 BUDGET

Co. Carey offered the following resolution:

WHEREAS, the following Appropriation Accounts are
overdrawn in the August 31, 1989 budget, and be it

THEREFORE RESOLVED, to make the following transfers:

<u>INCREASE</u>	<u>DECREASE</u>	
A 1315-204	A 1315-409	\$ 825
A 1620-114	A 1620-408	1,370
A 1680-225	A 1680-110	5,015
A 7550-409	A 1990-505	840
A 8090-409	A 1990-505	6,485
A 9710-720	A 9710-810	15,140
SR 8160-209	SR 9710-720	5,608
SR 8160-209	SR 9710-620	1,324
SR 8160-409-1	SR 9710-620	27,850

Seconded by Co. Maloney

Councilman Kunis asked what the \$27,850 figure was for? Les said the 409-1 line is recycling. Councilman Kunis also questioned the \$15,140 figure. He did not receive an explanation and stated that he would not vote on something unless he knew what it was for. He also requested that departments be identified on these resolutions. He mentioned they were not on the workshop and the Supervisor said he believed they were.

Councilwoman Smith asked if Mr. Bollman had explained the \$27,850 figure? Mr. Bollman said the SR designation has to do with the sanitation district and as he recalled the 409-1, 2 and 3 lines are recycling, recomposting, bulk pickup, etc. It is one of those three items. Councilwoman Smith said then we are spending this money for those items. Mr. Bollman said it is a transfer where we ran short on funds. He said he was not sure he had the right order with lines 1,2 and 3.

On roll call the vote was as follows:

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

RESOLUTION NO. (838-1989)

DECREASING CONTINGENCY
ACCOUNT NO. A 1990-505 AND
INCREASING APPROPRIATION
ACCOUNT NO. A 8160-413
(SANITARY LANDFILL-SOIL)

Co. Carey offered the following resolution:

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RESOLUTION NO. (838-1989) Continued

WHEREAS, soil is needed at the Sanitary Landfill for cover, and

WHEREAS, Appropriation Account No. A 8160-413 (Sanitary Landfill-Soil) is overdrawn,

NOW, THEREFORE, be it

RESOLVED, to decrease Contingency Account No. A 1990-505 and increase Appropriation Account No. A 8160-413 by \$50,000.00.

Seconded by Co. Maloney

Councilwoman Smith asked if we had run out of dirt? Mr. Bollman said yes. Supervisor said we went out to bid on this. Mr. Bollman said he had been asked to prepare specs and this had been done and we are going to go out to bid this week. Councilwoman Smith said then you just didn't have enough? Supervisor said that was because of the increased regulations for coverage. Councilwoman Smith asked if we are mixing it with any other soil or is that not permitted? Mr. Bollman said he is not doing that.?

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. (839-1989)

DECREASING APPROPRIATION ACCOUNT NO. A 1345-438 AND INCREASING APPROPRIATION ACCOUNT NUMBERS A 1345-313 BY \$100. AND 1345-328 BY \$75.00

Co. Carey offered the following resolution:

RESOLVED, to decrease Appropriation Account No. A 1345-438 (Purchasing-Maintenance Agreements) by \$175 and increase the following Appropriation Account Numbers:

A 1345-313.....	\$ 100
A 1345-328.....	75

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. (840-1989)

INCREASING ESTIMATED REVENUE NO. 01-003830 (D.A.R.E. Grant) BY \$5,000 AND INCREASE APPROPRIATION ACCOUNT NUMBERS A 3230-414 TO \$3,150; A 3230-319 TO \$1,850.

RESOLUTION NO. (840-1989) Continued

Co. Carey offered the following resolution:

WHEREAS \$5,000 has been received from Rockland County for the D.A.R.E. Grant, be it

THEREFORE RESOLVED, to increase Estimated Revenue No. 01-003830 (D.A.R.E. Grant) by \$5,000 and increase the following Appropriation Account Numbers:

- A 3230-414 (Conferences & Schools).....\$3,150
- A 3230-319 (Misc. Supplies)..... 1,850

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. (841-1989)

AUTHORIZING CLARKSTOWN
POLICEMEN'S BENEVOLENT
ASSOC., INC. TO DISPENSE
ALCOHOLIC BEVERAGES AT
GERMONDS PARK

Co. Maloney offered the following resolution:

WHEREAS, the Clarkstown Policemen's Benevolent Association, Inc. has been chosen to host the Rockland County P.B.A. softball tournament on September 30, 1989, and

WHEREAS, such softball tournament shall be held at Germonds Park in West Nyack, and

WHEREAS, the Clarkstown Policemen's Benevolent Association Inc. requests permission to dispense alcoholic beverages at the softball tournament at Germonds Park;

WHEREAS, the Superintendent of Recreation and Parks requests that the dispensing of alcoholic beverages be confined to the Germonds Park picnic area;

NOW, THEREFORE, be it

RESOLVED, that the Town Board hereby grants permission to the Clarkstown Policemen's Benevolent Association, Inc. to dispense alcoholic beverages at the Rockland County P.B.A. Softball Tournament at the Germonds Park picnic area on September 30, 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

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RESOLUTION NO. (842-1989)

AMENDING RESOLUTION NO.
740-1989 - DISPENSING
ALCOHOLIC BEVERAGES FOR
PICNIC - CLARKSTOWN
AUXILIARY POLICE

Co. Carey offered the following resolution:

WHEREAS, the Clarkstown Auxiliary Police has scheduled a picnic for September 9, 1989, and request permission to dispense alcoholic beverages at Lake Nanuet Park, in the Town of Clarkstown, for said picnic, pursuant to Section 22-2A and 2B of the Town Code, and

WHEREAS, the Clarkstown Auxiliary Police has changed the date for its picnic from September 9, 1989 to September 10, 1989;

NOW, THEREFORE, be it

RESOLVED, that the Town Board hereby grants permission to the Clarkstown Auxiliary Police to dispense alcoholic beverages at its picnic at Lake Nanuet Park, in accordance with and subject to Section 22-2A and 2B of the Town Code of the Town of Clarkstown, and be it

FURTHER RESOLVED, that this resolution shall be retroactive to September 5, 1989.

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. (843-1989)

AUTHORIZING EDWARD J.
GHIAZZA, BRUCE KNARICH, AND
FREDERICK HASTINGS TO
ATTEND 1989 PUBLIC
WORKS/PARK MAINTENANCE
TRAINING SCHOOL IN
POUGHKEEPSIE AND ALLOCATED
AGAINST APPROPRIATION
ACCOUNT A 7140-414

Co. Maloney offered the following resolution:

RESOLVED, that Edward J. Ghiazza, Supt. of Recreation and Parks; Bruce Knarich, Maintenance Supervisor (Grounds) and Frederick Hastings, Groundskeeper II, are hereby authorized to attend the 1989 Public Works/Park Maintenance Training School in Poughkeepsie, New York, from October 30 - November 2, 1989, and

FURTHER RESOLVED, that all necessary expenses be allocated against Appropriation Account A 7140-414.

Seconded by Co. Carey

Co. Kunis asked if the people going to the Works/Park Maintenance Training School in Poughkeepsie were going to stay overnight. He said that he had looked at expense accounts this week and he thought they should be very clear.

Supervisor said he would ask Edward J. Ghiazza, Supt of Recreation and Parks to give him a detailed itinerary as to what he is doing.

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RESOLUTION NO. (843-1989) Continued

Co. Kunis said he would appreciate a detailed itinerary prior to the vote so that he would know what he is voting for.

Co. Smith said Ed Ghiazza usually attaches everything to it and she would appreciate the attachments for the future.

On roll call the vote was as follows:

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

RESOLUTION No. (844-1989)

AUTHORIZING BRUCE KNARICH AND FREDERICK HASTINGS TO ATTEND THE SPORTS TURF MANAGER'S ASSOC. IN WORCESTER - RECREATION AND EXPENSES BE ALLOCATED AGAINST APPROPRIATION ACCOUNT NO. A 7140-414

Co. Kunis offered the following resolution:

RESOLVED, that Bruce Knarich, Maintenance Supervisor (Grounds) and Frederick Hastings, Groundskeeper II, are hereby authorized to attend the Sports Turf Manager's Association Northeast Conference in Worcester, Mass. from September 25 - September 26, 1989, and

FURTHER RESOLVED, that all necessary expenses be allocated against Appropriation Account No. A 7140-414.

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. (845-1989)

AMENDING RESOLUTION NO. 609-1989 REGARDING PROPOSED LAKE LUCILLE AQUATIC DISTRICT

Co. Maloney offered the following resolution:

RESOLVED, that Resolution No. 609-1989, adopted by the Town Board on June 27, 1989, shall be amended to add the following paragraph at the end of the resolution:

RESOLVED, that said sum of \$43,308.00 shall be repaid to such account from the Lake Lucille Aquatic District when said district is formed.

Seconded by Co. Carey

On roll call the vote was as follows:

Continued on Next Page

RESOLUTION NO. (845-1989) Continued

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

RESOLUTION NO. (846-1989)

AUTHORIZING TOWN ATTORNEY
TO DEFEND A PROCEEDING
AGAINST THE TOWN OF
CLARKSTOWN - AM-HAUL
CARTING, INC. AND MICHAEL
DIBELLA PETITIONERS

Co. Carey 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
AM-HAUL CARTING, INC. and MICHAEL DiBELLA,
Petitioners,

For a Judgment Compelling the Issuance of
a Permit to Operate a Carting Business

-against-

THE TOWN OF CLARKSTOWN and the CLARKSTOWN
SANITATION COMMISSION,

Respondents.

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

Co. Smith asked the Town Attorney what that origin of
this was? Town Attorney said it is an action against the Sanitation
Commission. It has certain allegations that they have unduly
delayed in making a decision on an application for carting license
and it also attacks the local law.

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. (847-1989)

HOLDING STUDENT GOVERNMENT
DAY ON OCTOBER 25, 1989

Co. Maloney offered the following resolution:

RESOLVED, that Student Government Day will be held on
Wednesday, October 25, 1989 for High School Students.

Continued on Next Page

RESOLUTION NO. (847-1989) 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. (848-1989)

AUTHORIZING DIRECTOR OF ENVIRONMENTAL CONTROL TO ATTEND A SEMINAR ON SOLID WASTE AND CHARGE AGAINST APPROPRIATION ACCOUNT #A 1010-414

Co. Carey offered the following resolution:

RESOLVED, that the Director, Department of Environmental Control is hereby authorized to attend a seminar on Solid Waste Management to be held on October 30 and 31, 1989, at the Hidden Valley Resort, Lake Luzerne, New York, and be it

FURTHER RESOLVED, that all proper charges be charged against appropriation account #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

Les Bollman, Director of Environmental Control, discussed the necessity for his going to this seminar. Councilwoman Smith said the reason for disallowing the Landfill Supervisor to attend was to cut down on unnecessary travel expenses.

RESOLUTION NO. (849-1989)

RESCINDING RESOLUTION NO. 781-1989 RE ROCKLAND HYUNDAI

Co. Maloney offered the following resolution:

RESOLVED, that Resolution No. 781/1989 defaulting escrow funds held by the Town for a project known as ROCKLAND HYUNDAI is hereby rescinded as a Letter of Credit which expired on August 31, 1989, has been replaced by a Letter of Credit with an extended expiration date.

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. (850-1989)

AUTHORIZING DIRECTOR OF
PURCHASING TO ADVERTISE FOR
BIDS FOR BID #64-1989
PASSENGER SEDAN

Co. Maloney offered the following resolution:

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

BID #64-1989
PASSENGER SEDAN

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,
October 12, 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. Carey

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. (851-1989)

AUTHORIZING DIRECTOR OF
PURCHASING TO ADVERTISE FOR
BIDS BID No. 65-1989 - PIN
& BUSHING TURN ON A
CATERPILLAR D-9

Co. Maloney offered the following resolution:

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

BID #65-1989
PIN & BUSHING TURN ON A CATERPILLAR D-9

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, October
13, 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 Clarktown 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. (852-1989)

AUTHORIZING THE DIRECTOR OF
PURCHASING TO ADVERTISE FOR
BIDS FOR BID #66-1989 -
MICROFICHING OF BUILDING
DEPARTMENT RECORDS

Co. Maloney offered the following resolution:

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

BID #66-1989
MICROFICHING OF BUILDING DEPARTMENT RECORDS

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,
October 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 Clarktown 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. (853-1989)

AUTHORIZING THE DIRECTOR OF
PURCHASING TO ADVERTISE FOR
BIDS FOR BID #67-1989 AIR
CONDITIONING COOLING TOWER
REPAIR/REPLACEMENT FOR TOWN
HALL

Co. Maloney offered the following resolution:

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

BID #67-1989

AIR CONDITIONING COOLING TOWER REPAIR/REPLACEMENT FOR
TOWN HALL

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,
October 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. 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. (854-1989)

AUTHORIZING THE DIRECTOR OF
PURCHASING TO ADVERTISE FOR
BIDS FOR BID #68-1989 -
DIESEL ENGINE PUMP

Co. Maloney offered the following resolution:

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

BID #68-1989

DIESEL ENGINE PUMP

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, October
20, 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. 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. (855-1989)

INSTALLING STREET LIGHTS IN
CLARKSTOWN EXECUTIVE PARK

Co. Smith 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:

Clarkstown Executive Park
Install: 2 - 9500 Lumen sodium vapor street
lights on Laminated Wood Poles
Increase to the Town: \$268.56 plus E.F.C.
Annual Charges: \$134.28 x 2 units = \$268.56

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. (856-1989)

AUTHORIZING GERALDINE
KELLY, ENVIRONMENTAL
CONTROL TO ATTEND A SEMINAR
AT THE QUALITY INN TAPPAN

RESOLUTION NO. (856-1989) Continued ZEE, NYACK AND CHARGED
AGAINST APPROPRIATION
ACCOUNT #1010-414

Co. Maloney offered the following resolution:

RESOLVED, that Geraldine Kelly, Principal Clerk, Department of Environmental Control, is hereby authorized to attend a Secretarial Seminar to be held on October 20, 1989, at the Quality Inn Tappan Zee, Nyack, New York, and be it

FURTHER RESOLVED, that all proper charges be charged against appropriation account #A1010-414.

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. (857-1989) AUTHORIZING PAUL SCHOFIELD,
DOLORES LODICO, AND DORIS
FOGEL TO ATTEND THE D-BASE
III COURSE IN NEW YORK AND
CHARGED AGAINST
APPROPRIATION ACCOUNT
A1010-414

Co. Maloney offered the following resolution:

RESOLVED, that Paul Schofield, Comptroller, Dolores Lodico, Deputy Comptroller and Doris Fogel, Administrative Assistant are hereby authorized to attend the Dbase III Plus course conducted by MicroTrek, 19 West 44th Street, New York, New York, on Friday, September 22, 1989, and be it

FURTHER RESOLVED, that all proper charges be charged against Appropriation Account 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. (858-1989) SCHEDULING OCTOBER 24, 1989
FOR A PUBLIC HEARING
REGARDING ZONE CHANGE
PETITION OF ALMIRA MCCALL
AND LINDA MCCALL

Co. Maloney offered the following resolution:

WHEREAS, ALMIRA I. MCCALL and LINDA G. MCCALL, have petitioned the Town Board of the Town of Clarkstown requesting that the Zoning Ordinance of the Town be amended by redistricting property owned by the petitioners, from an R-160 District to an R-80 District, and

RESOLUTION NO. (858-1989) Continued

WHEREAS, said property is designated on the Clarkstown Tax Map as Map 62, Block A, Lot 15;

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 R-160 District to an R-80 District on property designated on the Clarkstown Tax Map as Map 62, Block A, Lot 15, 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 24th day of October, 1989 at 8:10 P.M., relative to the proposed amendment, 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, 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.

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. (859-1989)

REFERRING A SPECIAL PERMIT APPLICATION OF WEST NYACK RECYCLING CENTER, INC. TO THE CLARKSTOWN PLANNING BOARD AND THE ROCKLAND COUNTY COMMISSIONER OF PLANNING AND OTHER AGENCIES

Co. Maloney offered the following resolution:

WHEREAS, West Nyack Recycling Center, Inc., contract purchaser, with offices at 4 Independence Avenue, Tappan, New York, has petitioned the Town Board of the Town of Clarkstown for a Special Permit to conduct a recycling facility located at West Nyack, New York, designated on the Clarkstown Tax Map as Map 90, Block A, Lot 7.01, pursuant to Chapter 106-16R of the Zoning Ordinance of the Town of Clarkstown;

NOW, THEREFORE, be it

RESOLVED, that this application be referred to the Clarktown Planning Board pursuant to Section 106-32 of the Zoning Ordinance of the Town of Clarkstown and the Rockland County Commissioner of Planning pursuant to Sections 239-1 and 239-m of the General Municipal Law for study and report, and the following agencies for comment or study and report on or before Octobe 31, 1989:

Continued on Next Page

RESOLUTION NO. (859-1989) Continued

1. Department of Environmental Control of the Town of Clarkstown
2. Building Inspector of the Town of Clarkstown
3. Rockland County Drainage Agency
4. Rockland County Health Department

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 the Director of the Department of Environmental Control is hereby authorized and directed to act as agent for the Town Board with respect to SEQRA review.

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. (860-1989)

WAIVING FEE FOR USE OF THE
CLARKSTOWN TOWN HALL FOR
THE NEW CITY ARTSFEST

Co. Maloney offered the following resolution:

WHEREAS, the New City Chamber of Commerce, Inc. will hold its first annual New City Artsfest on October 8, 1989, and

WHEREAS, the New City Chamber of Commerce, Inc. has requested the use of the Clarkstown Town Hall - main floor, auditorium or foyer to hang an art show exhibit and have performances, and

WHEREAS, the Town Board wishes to support this cultural endeavor;

NOW, THEREFORE, be it

RESOLVED, that the New City Chamber of Commerce, Inc. is hereby authorized to use the above described space in the Clarkstown Town Hall on October 8, 1989, for the art show exhibit and performances, and be it

FURTHER RESOLVED, that the Town Board hereby waives the fee for the use of the Clarkstown Town Hall by the New City Chamber of Commerce, Inc. for the Artsfest on October 8, 1989.

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

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RESOLUTION NO. (861-1989)

DECLARING THE CITY OF
DUNAKESZI, HUNGARY, A
"SISTER CITY" TO THE TOWN
OF CLARKSTOWN

Co. Maloney offered the following resolution:

WHEREAS, the City of Dunakeszi, Hungary, by its
representa-tive Mayor Laszlo Villasi, desires to become a "Sister
City" to the Town of Clarkstown, and

WHEREAS, Mayor Laszlo Villasi would like to welcome an
exchange of visits by appropriate officials, students, athletic
teams, cultural societies and other personal interchanges with the
Town of Clarkstown, and

WHEREAS, the Town of Clarkstown is desirous of becoming
a "Sister City" to the City of Dunakeszi, Hungary;

NOW, THEREFORE, be it

RESOLVED, that the Town Board of the Town of Clarkstown
hereby declares the City of Dunakeszi, Hungary as its "Sister City."

Seconded by Co. Kunis

Supervisor Holbrook said we have a resident of New City
whose brother is the mayor of Dunakeszi and he presented the
resolution to him on behalf of all the members of the Town Board to
be given to his brother, the mayor of Dunakeszi.

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. (862-1989)

AUTHORIZING THE RETURN OF
PERMIT FEE TO BETSY JORDAN

Co. Maloney offered the following resolution:

RESOLVED, that the fee of \$85.00, submitted by Betsy
Jordan of 3 Green Avenue, West Nyack, for a Building Permit shall be
refunded because there is no need for a permit for the detached
garage since the garage was built prior to the Zoning Code, and
there has not been any processing done by the Building 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. (863-1989)

AUTHORIZING HARRY WAITZMAN,
KENNETH RONES AND JOANN
GEARY TO ATTEND THE
CONFERENCE FOR MAGISTRATES
AND MAGISTRATES' COURT
CLERKS AT THE CONCORD

RESOLUTION NO. (863-1989) Continued

Co. Carey offered the following resolution:

RESOLVED, that Harry Waitzman, Kenneth S. Roncs and Joann M. Geary are hereby authorized to attend the annual conference for Magistrates and Magistrates' Court Clerks to be held at the Concord on October 22, 1989 - October 25, 1989, and be it

FURTHER RESOLVED, that all proper charges be charged to Appropriation Account #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. (864-1989)

ACCEPTING OFFER TO PURCHASE
SURPLUS MUNICIPAL PROPERTY
MAP 123, BLOCK G, LOT 21,
VALLEY COTTAGE

Co. Carey offered the following resolution:

WHEREAS, by resolution of the Town Board of the Town of Clarkstown dated June 13, 1989, the Town of Clarkstown declared the property designated on the Clarkstown Tax Map as Map 123, Block G, Lot 21, consisting of approximately 3,905 sq. ft., located in Valley Cottage, New York, to be surplus municipal property, and

WHEREAS, a public offering of the property failed to elicit any bids which met the upset price of \$25,000.00, and

WHEREAS, Saul Strulovic has offered the sum of \$15,000.00 to purchase such property;

NOW, THEREFORE, be it

RESOLVED, that the Town Board hereby accepts the offer made by Saul Stulovic, to purchase property designated on the Clarkstown Tax Map as Map 123, Block G, Lot 21, consisting of approximately 3,905 sq. ft., located in Valley Cottage, New York, as shown on the attached Schedule "A" for the sum of \$15,000.00, and which equals the fair market value of said surplus property, ten (10%) percent on the signing of a contract, and the balance of which is payable within thirty days from the date of publication of notice of this sale, which sale is subject to the following:

1. Easements, covenants and restrictions of record, if any;
2. Zoning Ordinance of the Town of Clarkstown;
3. Such state of facts as an accurate survey or personal inspection may reveal.

and be it

FURTHER RESOLVED, that the Supervisor of the Town of Clarkstown is hereby directed to execute a contract of sale and a bargain and sale deed in a form satisfactory by the Town Attorney for delivery to the purchaser in accordance with the terms of this resolution, and be it

FURTHER RESOLVED, that this resolution is subject to Permissive Referendum.

RESOLUTION NO. (864-1989) 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

RESOLUTION NO. (865-1989)

SETTING A PUBLIC HEARING
REGARDING A SPECIAL PERMIT
OF C & A CARBONE, INC. TO
CONDUCT A RECYCLING FACILITY

Co. Maloney offered the following resolution:

WHEREAS, C & A CARBONE, INC., with offices at 183 Western Highway, West Nyack, as lessee of property, has petitioned the Town Board of the Town of Clarkstown for a Special Permit to conduct a recycling facility located at West Nyack, New York, designated on the Clarkstown Tax Map as Map 88, Block A, Lot 15, pursuant to Chapter 106-16R of the Zoning Ordinance of the Town of Clarkstown;

NOW, THEREFORE, be it

RESOLVED, that a public hearing pursuant to said Zoning Ordinance shall be held at the Auditorium of the Town Hall of the Town of Clarkstown, 10 Maple Avenue, New City, New York, on the 14th day of November, 1989 at 8:10 P.M., to consider the application of C & A CARBONE, INC., relative to said Special Permit, 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 Journal News, the official newspaper of the Town of Clarkstown as aforesaid, and file proof thereof in the office of the said Clerk.

Seconded by Supv. Holbrook

On roll call the vote was as follows:

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

RESOLUTION NO. (866-1989)

AUTHORIZING DEMOLITION OF
BUILDING MAP 127, BLOCK L,
LOT 27 (HI ROCK)

Co. Carey offered the following resolution:

WHEREAS, Resolution No. 661/1988 of the Town Board concerning a Chapter 31 proceeding affecting Clarkstown Tax Map 127, Block L, Lot 27, provided that the unsafe and danerous conditions on said premises were to be corrected by June 24, 1988, and

WHEREAS, the unsafe and dangerous condition of the building situate at Map 27, Block L, Lot 27 has not been corrected to date;

Continued on Next Page

RESOLUTION NO. (866-1989) Continued

NOW, THEREFORE, be it

RESOLVED, that the Building Inspector of the Town of Clarkstown is hereby authorized and directed to demolish said building as same is in an unsafe, dangerous and traplike condition, and an attractive nuisance to young children and other trespassers; and be it

FURTHER RESOLVED, that the expenses incurred by the Building Inspector and the Town Attorney with respect to the costs of this proceeding and all other necessary action be assessed as a lien against the property, and be it

FURTHER RESOLVED, that the Receiver of Taxes is hereby authorized and directed to collect on behalf of the Town of Clarkstown any such expenses incurred by the Building Inspector, the Town Attorney and any other necessary expenses.

Seconded by Co. Maloney

On roll call the vote was as follows:

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

RESOLUTION NO. (867-1989)

REFERRING PETITION FOR A CHANGE OF ZONE TO THE CLARKSTOWN PLANNING BOARD AND THE ROCKLAND COUNTY PLANNING BOARD AND SETTING A PUBLIC HEARING FOR NOVEMBER 14, 1989 (JARCO REALTY CO.)

Co. Maloney offered the following resolution:

WHEREAS, JARCO REALTY CO., has petitioned the Town Board of the Town of Clarkstown requesting that the Zoning Ordinance of the Town be amended by redistricting property owned by the petitioner, from an R-15/CS District to an all CS District, and

WHEREAS, said property is designated on the Clarkstown Tax Map as Map 57, Block N, Lot 1.01;

NOW, THEREFORE, be it

RESOLVED, that the petition, as amended, 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, 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 14th day of November, 1989, at 8:15 P.M., relative to the proposed amendment, and be it

FURTHER RESOLVED, for the purposes of the New York State Environmental Quality Review Act (SEQRA), the Town Board

Continued on Next Page

RESOLUTION NO. (867-1989) Continued

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, 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.

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. (868-1989)

ACCEPTING RESIGNATION OF
MARIE KILLEEN (TYPIST)
RECEIVER OF TAXES

Co. Maloney offered the following resolution:

RESOLVED, that the resignation of Marie Killeen, 3 Fringe Court, New City, New York - Clerk Typist (Seasonal) Receiver of Taxes Office - is hereby accepted - effective and retroactive to August 28, 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. (869-1989)

APPOINTING CATHERINE RONAN,
CLERK TYPIST (SEASONAL)
RECEIVER OF TAXES OFFICE

Co. Maloney offered the following resolution:

RESOLVED, that Catherine Ronan, 3 Seymour Drive, New City, New York, is hereby appointed to the position of Clerk Typist (Seasonal) - Receiver of Taxes Office - at the current 1989 hourly rate of \$8.40, effective and retroactive to September 18, 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. (870-1989)

ACCEPTING RESIGNATION OF
CAROL OLDREY - POLICE
MATRON - POLICE DEPT.

Co. Maloney offered the following resolution:

RESOLVED, that the resignation of Carol Oldrey, 6 Elise Drive, Spring Valley, New York - Police Matron - Police Department - is hereby accepted - effective and retroactive to August 25, 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. (871-1989)

ACCEPTING RESIGNATION OF
LINDA SCHNITZER CROSSING
GUARD - POLICE DEPARTMENT

Co. Maloney offered the following resolution:

RESOLVED, that the resignation of Linda L. Schnitzer, 37 Lake Drive, New City, New York - Crossing Guard - Police Department - is hereby accepted - effective and retroactive to September 6, 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. (872-1989)

ACCEPTING RESIGNATION OF
JOAN MURPHY - CROSSING
GUARD - POLICE DEPARTMENT

Co. Maloney offered the following resolution:

RESOLVED, that the resignation of Joan Murphy, 51 Gregory Street, New City, New York - Crossing Guard - Police Department - is hereby accepted - effective and retroactive to September 6, 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. (873-1989)

RECOGNIZING THE APPOINTMENT
OF MARGARET WALSH, CROSSING
GUARD, POLICE DEPARTMENT

Co. Maloney offered the following resolution:

RESOLVED, that the Town Bord hereby recognizes the appointment by the Police Commission of Margaret Walsh, 250 Cottage Road, Valley Cottage, New York, as a (Substitute) Crossing Guard - Police Department - at the rate of \$8.18 - per crossing covered - effective and retroactive to September 14, 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. (874-1989)

RECOGNIZING THE APPOINTMENT
BY THE POLICE COMMISSION OF
JACQUELINE A. KARP,
CROSSING GUARD, POLICE
DEPARTMENT

Co. Maloney offered the following resolution:

RESOLVED, that the Town Board hereby recognizes the appointment by the Police Commission of Jacqueline A. Karp, 56 Radcliff Drive, New City, New York, as a Crossing Guard - Police Department - at the rate of \$8.18 - per crossing covered - effective and retroactive to September 7, 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. (875-1989)

RECOGNIZING THE APPOINTMENT
OF THERESA FITZGERALD AS
CROSSING GUARD - POLICE
DEPARTMENT

Co. Maloney offered the following resolution:

RESOLVED, that the Town Board hereby recognizes the appointment by the Police Commission of Theresa Fitzgerald, 124 South Conger Avenue, Congers, New York, as a Crossing Guard - Police Department - at the rate of \$8.18 - per crossing covered - effective and retroactive to September 7, 1989.

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. (876-1989)

RECOGNIZING THE APPOINTMENT
OF PENNI J. SCACCIO,
CROSSING GUARD - POLICE
DEPARTMENT

Co. Maloney offered the following resolution:

RESOLVED, that the Town Board hereby recognizes the appointment by the Police Commission of Penni J. Scaccio, 191 South Little Tor Road, New City, New York, as a Crossing Guard - Police Department - at the rate of \$8.18 per crossing covered - effective and retroactive to September 7, 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. (877-1989)

RECOGNIZING THE APPOINTMENT
OF LAURIE SHARKEY
(PROVISIONAL) DOG CONTROL
OFFICER - POLICE DEPARTMENT

Co. Maloney offered the following resolution:

RESOLVED, that the Town Board hereby recognizes the appointment by the Police Commission of Laurie Sharkey, 52 South Conger Avenue, Congers, New York, as a (provisional) Dog Control Officer - Police Department - at the current 1989 annual salary of \$19,013., effective and retroactive to September 11, 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. (878-1989)

ESTABLISHING TWO POSITIONS
OF CUSTODIAN I - PARKS
BOARD AND RECREATION
COMMISSION

Co. Maloney offered the following resolution:

WHEREAS, the Rockland County Personnel Office has certified on August 22, 1989 that two (2) positions of Custodian I - Parks Board and Recreation Commission - can be established,

NOW, THEREFORE, be it

RESOLVED, that the two (2) positions of Custodian I - Parks Board and Recreation Commission - are hereby established - effective September 20, 1989.

Seconded by Co. Carey

Continued on Next Page

RESOLUTION NO. (878-1989) 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. (879-1989)

GRANTING A LEAVE OF ABSENCE
WITHOUT PAY TO ALBERT
CHIANESE - PARKS BOARD AND
RECREATION

Co. Maloney offered the following resolution:

WHEREAS, Albert Chianese, as 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 the Town Board hereby recognizes the granting of the leave of absence, by the Parks Board and Recreation Commission, for Albert Chianese, 196 North Middletown Road, Nanuet, New York - Custodian II - Parks Board and Recreation Commission - effective and retroactive to September 7, 1989 to February 7, 1990.

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. (880-1989)

RECOGNIZING THE APPOINTMENT
OF WILLIAM STEVENS AS
SENIOR GROUNDWORKER BY THE
PARKS BOARD AND RECREATION
COMMISSION

Co. Maloney offered the following resolution:

RESOLVED, that the Town Board hereby recognizes the appointment by the Parks Board and Recreation Commission of William Stevens, 295 Maple Road, Valley Cottage, New York, as Senior Groundworker - Parks Board and Recreation Commission - at the current 1989 annual salary of \$20,252., effective and retroactive to September 11, 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. (881-1989)

GRANTING SICK LEAVE OF
ABSENCE TO FRANCES KOPPEL -
SENIOR CLERK - ASSESSOR'S
OFFICE

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., Frances Koppel, 41 Lakewood
Drive, Congers, New York - Senior Clerk - Assessor's Office - is
hereby granted a Sick Leave of Absence - at one half pay - effective
October 2, 1989 to November 2, 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. (882-1989)

APPOINTING CATHY CONKLIN,
SUPERVISING REAL PROPERTY
APPRAISER, ASSESSOR'S OFFICE

Co. Maloney offered the following resolution:

WHEREAS, the Rockland County Personnel Office has
furnished Certification of Eligibles Supervising Real Property
Appraiser #89105 which contains the name of Cathy Conklin,

NOW, THEREFORE, be it

RESOLVED, that Cathy Conklin, 25 Ball Road, Warwick,
New York, is hereby appointed to the position of Supervising Real
Property Appraiser - Assessor's Office - at the current 1989 annual
salary of \$39,301., effective September 20, 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. (883-1989)

APPOINTING RICHARD
SULLINGER TO THE POSITION
OF ASSISTANT FIRE SAFETY
INSPECTOR, BUILDING
DEPARTMENT

Co. Maloney offered the following resolution:

WHEREAS, the Rockland County Personnel Office has
furnished Certification of Eligibles #86336 Assistant Fire Safety
Inspector which contains the name of Richard Sullinger,

NOW, THEREFORE, be it

Continued on Next Page

RESOLUTION NO. (883-1989) Continued

RESOLVED, that Richard Sullinger, 27 Glen Drive, Bardonia, New York, is hereby appointed to the position of Assistant Fire Safety Inspector - Building Department - at the current 1989 annual salary of \$27,519., effective September 25, 1989.

Seconded by Co. Carey

Co. Kunis said he abstained because he voted creating this position and there is no reflection on the individual who is being selected for the position.

On roll call the vote was as follows:

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

RESOLUTION NO. (884-1989)

REAPPOINTING JOAN A. DERELLA TO THE POSITION OF MEMBER OF THE ASSESSMENT AND REVIEW BOARD

Co. Maloney offered the following resolution:

RESOLVED, that Joan A. Derella, 2 South Rt. 9W, Congers, New York, is hereby reappointed to the position of Member - Assessment and Review Board - term effective and retroactive to October 1, 1988 and to expire on September 30, 1993 - at the per diem rate of \$100., per meeting, when the Board is in session.

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. (885-1989)

AUTHORIZING SUPERINTENDENT OF HIGHWAYS TO MAKE REPAIRS AT DARA COURT, WEST NYACK AND TO IMPROVE THE BUS ACCESS ON GREENBUSH ROAD

Co. Maloney offered the following resolution:

RESOLVED, that the Superintendent of Highways is authorized to make necessary repairs at Dara Court, West Nyack, and be it

FURTHER RESOLVED, that the Superintendent of Highways is authorized to work out arrangements to improve the bus access on Greenbush Road, in the vicinity of the Journal News, West Nyack.

Seconded by Co. Carey

On roll call the vote was as follows:

Continued on Next Page

RESOLUTION NO. (885-1989) Continued

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

RESOLUTION NO. (886-1989)(FAILED)

SETTING OF EXPENDITURES
WHILE ATTENDING
CONFERENCES, CONVENTIONS OR
SCHOOL

Supervisor Holbrook the following resolution:

WHEREAS, the General Municipal Law authorizes reimbursement of actual and necessary expenses incurred while attending a convention, conference or school conducted for the betterment of the municipality, and

WHEREAS, the Town Board deems it within the best interest of the municipality to establish limitations for the expenditures at the conferences,

NOW, THEREFORE, be it

RESOLVED, that the following limitations are in effect immediately;

- 1) Meals within New York City are set at a maximum of \$50 per day
- 2) Meals outside New York City are set at a maximum of \$40 per day
- 3) Meals for day trip conferences are set at a maximum of \$16 per day, and be it

FURTHER RESOLVED, that there be no reimbursement for

- 1) Alcoholic beverages
- 2) Sales tax for hotels within New York State
- 3) Any additional cost for a spouse's lodging or meals at a conference, and be it

FURTHER RESOLVED, that travel arrangements should be made by the Secretary to the Council members, and that there be appropriate back-up receipts or other documentation presented to the Comptroller's office before reimbursement will be approved.

Seconded by Co. Carey

Co. Kunis said he felt that meals within New York City should be set at \$40 per day and meals outside New York City should be set at \$30. per day.

Les Bollman, Director of Environmental Control said that if you go to a luncheon or banquet for \$25.00 that leaves you with \$5.00 to eat supper and eat breakfast.

Supervisor Holbrook said he would like to move the original motion without the amendments.

On roll call the vote was as follows:

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

RESOLUTION NO. (887-1989)

AMENDING RESOLUTION NO.
(886-1989) SETTING OF
EXPENDITURE WHILE ATTENDING
CONFERENCES, CONVENTIONS OR
SCHOOL

Co. Smith offered the following resolution:

WHEREAS, the General Municipal Law authorizes reimbursement of actual and necessary expenses incurred while attending a convention, conference or school conducted for the betterment of the municipality, and

WHEREAS, the Town Board deems it within the best interest of the municipality to establish limitations for the expenditures at the conferences,

NOW, THEREFORE, be it

RESOLVED, that the following limitations are in effect immediately:

- 1) Meals within New York City are set at a maximum of \$45 per day
- 2) Meals outside New York City are set at a maximum of \$35 per day
- 3) Meals for day trip conferences are set at a maximum of \$16 per day, and be it

FURTHER RESOLVED, that there be no reimbursement for

- 1) Alcoholic beverages
- 2) Sales tax for hotels within New York State
- 3) Any additional cost for a spouse's lodging or meals at a conference, and be it

FURTHER RESOLVED, that travel arrangements should be made by the Secretary to the Council members, and that there be appropriate back-up receipts or other documentation presented to the Comptroller's office before reimbursement will be approved.

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

Co. Smith said if we have to cover the policy and nobody can hit the \$50/\$40 or \$40/\$30 then she said she offered \$45 and \$35 and stay at that. A year ago in January when it was first offered had we put this policy into effect we wouldn't have to be doing it under pressure from bills that are coming to us.

RESOLUTION NO. (888-1989)

AUTHORIZING THE
REIMBURSEMENT OF \$425 FOR
CORRECTIVE WORK DONE AT
KREUZ DRIVE, WEST NYACK,
MONEY TAKEN FROM
CONTINGENCY ACCOUNT
A-1990-505

Co. Maloney offered the following Resolution:

RESOLVED, that the Town Board authorizes the reimbursement of \$425. for corrective work that was done at 4 Kreuz Drive, West Nyack, money to come from Contingency Account A 1990-505.

Continued on Next Page

RESOLUTION NO. (888-1989) Continued

Seconded by Co. Carey

On roll call the vote was as follows:

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

RESOLUTION NO. (889-1989)

AUTHORIZING SUPERVISOR TO
ENTER INTO AGREEMENT WITH
TOWNS OF HILLSDALE AND PARK
RIDGE, NEW JERSEY

Co. Kunis offered the following resolution:

WHEREAS, the Town of Clarkstown has been approached by the Towns of Hillsdale and Park Ridge, New Jersey, with a view toward the Town of Clarkstown accepting leaves from such two municipalities at an agreed price from Hillsdale of \$5.00 per cubic yard and from Park Ridge of \$5.50 per cubic yard, and

WHEREAS, the acceptance of such leaves would be beneficial to the Town of Clarkstown as the Town has the capacity to accept those leaves for composting and would profit by the additional revenue, and

WHEREAS, the New York State Department of Environmental Conservation is investigating the Route 59 site with a view toward issuing a permit for leaf composting at said site;

NOW, THEREFORE, be it

RESOLVED, that the Supervisor of the Town of Clarkstown is hereby authorized to enter into an agreement with the Towns of Hillsdale and Park Ridge, New Jersey, to accept leaves from such two municipalities at a fee of \$5.00 per cubic yard for Hillsdale and \$5.50 per cubic yard for Park Ridge, which agreement shall be in a form approved by the Town Attorney of the Town of Clarkstown, and be it

FURTHER RESOLVED, that this resolution shall be subject to the New York State Department of Environmental Conservation approving a permit for the leaf composting site.

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. (890-1989)

REDUCING AMOUNT OF
PERFORMANCE AGREEMENT (THE
MALL AT 59 CORP)

Co. Maloney offered the following resolution:

WHEREAS, a Performance Agreement, together with a Letter of Credit in the sum of \$75,000 was furnished to the Town of Clarkstown by THE MALL AT 59 CORP. to secure the completion of certain incomplete items, and

Continued on Next Page

RESOLUTION NO. (890-1989) Continued

WHEREAS, the Department of Environmental Control of the Town of Clarkstown has recommended that the amount of the Performance Agreement and security be reduced from \$75,000 to \$10,000 to guaranty that the remainder of the work will be completed to Town specifications and that appropriate screening shall be provided on the mall property so that the lights on said mall property shall not adversely affect the residents of Grandview Avenue;

NOW, THEREFORE, be it

RESOLVED, that the amount of the security which guarantees the completion of incomplete items be reduced from \$75,000 to \$10,000, subject to receipt of a substitute Letter of Credit in a form satisfactory to the Town Attorney, and that appropriate screening shall be provided on the mall property so that the lights on said mall property shall not adversely affect the residents of Grandview Avenue.

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. (891-1989)

MEMORIALIZING THE NEW YORK
PUBLIC SERVICE COMMISSION
TO DENY IN ITS ENTIRETY THE
RATE INCREASE APPLICATION
OF ORANGE & ROCKLAND
UTILITIES, INC.

Co. Kunis offered the following resolution:

WHEREAS, ORANGE & ROCKLAND UTILITIES, INC., has filed a rate increase application on August 23, 1989 with the New York Public Service Commission seeking among other increases the right to increase its street lighting rate by 7% and traffic signal lighting by 10%, and

WHEREAS, such an increase will have the effect of increasing the amount of taxes to be raised by the Town of Clarkstown and all other municipalities with Rockland County, and

WHEREAS, the proposed street lighting use and to a lesser extent the proposed traffic signal lighting use will occur at times of diminished demand upon the capacities of Orange & Rockland Utilities, Inc., to wit after sun down and until sun rise, and

WHEREAS, at such times Orange & Rockland Utilities generally has excess generating capacity and thus does not require such increases.

NOW, THEREFORE, be it

RESOLVED, that the Town Board of the Town of Clarkstown hereby requests and memorializes the New York Public Service Commission to deny in its entirety the rate increase application of Orange & Rockland Utilities, Inc., and further requests that all other municipalities within Rockland County join in this memorializing resolution, and be it

Continued on Next Page

RESOLUTION NO. (891-1989) Continued

FURTHER RESOLVED, that copies of this resolution be delivered to the New York Public Service Commission.

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: Local Law (Mandatory Recycling) was opened, time: 9:15 P.M.

On motion of Councilman Maloney, seconded by Councilwoman Smith and unanimously adopted, the Public Hearing re: Local Law (Mandatory Recycling), was closed, RESOLUTION ADOPTED, time: 9:20P.M.

RESOLUTION NO. (892-1989)

ADOPTING LOCAL LAW NO.
5-1989 (MANDATORY RECYCLING
PROGRAM)

Co. Maloney offered the following resolution:

WHEREAS, a proposed local law entitled:

"THE MANDATORY RECYCLING PROGRAM"
OF THE TOWN OF CLARKSTOWN

was introduced by Councilman Maloney at a Town Board meeting held on August 29, 1989 and

WHEREAS, the Town Board of the Town of Clarkstown by resolution adopted on the 29th day of August, 1989, directed that a public hearing be held on the 19th day of September, 1989, at 8:05 P.M., and

WHEREAS, a notice of said hearing was duly prepared and published in the Journal News on September 6, 1989, and

WHEREAS, a copy of the proposed local law in final form was placed on the desks of the Supervisor and the Councilmen at their office at the Clarkstown Town Hall, 10 Maple Avenue, New City, New York, on August 29, 1989, and

WHEREAS, a public hearing was held by the Town Board of the Town of Clarkstown on September 19, 1989;

NOW, THEREFORE, be it

RESOLVED, that Local Law No. 5 - 1989, entitled:

"THE MANDATORY RECYCLING PROGRAM"
OF THE TOWN OF CLARKSTOWN

is hereby ADOPTED and passed by an affirmative vote of the Town Board of the Town of Clarkstown, the vote for adoption being as follows:

Continued on Next Page

RESOLUTION NO. (892-1989) Continued

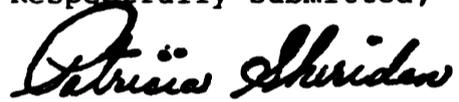
Charles E. Holbrook, Supervisor.....Yes
 William J. Carey, Councilman.....Yes
 Steven C. Kunis, Councilman.....Yes
 John R. Maloney, Councilman.....Yes
 Ann M. Smith, Councilman.....Yes

The Clerk of the Town of Clarkstown was directed to file the local law pursuant to Section 27 of the Municipal Home Rule Law.

Seconded by Co. Smith

There being no further business to come before the Town Board and no one further wishing to be heard, on motion of Councilwoman Smith, seconded by Councilman Maloney and unanimously adopted, the Town Board Meeting was declared closed, time: 9:14 P.M.

Respectfully submitted,



PATRICIA SHERIDAN,
Town Clerk

TOWN OF CLARKSTOWN
PUBLIC HEARING

249

Town Hall

9/19/89

9:15 P.M.

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

RE: LOCAL LAW (MANDATORY RECYCLING)

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.

The Town Attorney said that what this Law does is make mandatory as to one, two and three family residences what we have been doing on a voluntary basis and it makes recycling mandatory for non-residences and multi-family residences. The enactment of this Mandatory Recycling Local Law is a requirement of the consent decree which we entered into with the DEC concerning the Clarkstown Landfill. Initially, recycling will be of the newspapers, glass and aluminum cans and, thereafter, new substances for recycling may be added by resolution of the Town Board. The Town Board can also add new rules and regulations.

Supervisor said it is a requirement and that while Clarkstown residents have certainly cooperated in recycling, we need to have this on the books to fill the requirements of the DEC.

Mr. Jacobson said that what they have done for one, two and three family residences is this will go into effect immediately because they are at present being serviced by our district for recycling. We've given a sixty day phase-in period for non-residences and multi-family residences and this will give them an opportunity to make arrangements for pickups of recycled material which at present they are not engaged in.

Supervisor said that the rule of thumb for multi-family residences is that a number of them have individual garbage pickups. If you are picked up that way, you will receive a blue box and be picked up individually. If you are picked up via dumpster, then you will have to work out something with a dumpster type pickup.

Councilwoman Smith asked if it is all residential and not commercial?

Supervisor said commercial will have to be included.

Councilwoman Smith asked if we are publishing this in the paper along with the requirements?

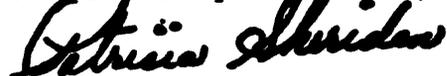
Supervisor said as for the requirements there has to be a method of enforcement and that is what the DEC wanted them to put in. Supervisor said that copies will be made of this Law available to all multi-family complexes so that they will see exactly what it is.

Supervisor asked if there was anyone present wishing to speak.

No one appeared.

On motion of Councilman Maloney, seconded by Councilwoman Smith and unanimously adopted, the Public Hearing was declared closed, time: 9:20 P.M.

Respectfully submitted,



PATRICIA SHERIDAN
Town Clerk

RESOLUTION NO. (892-1989) ADOPTED