

RESOLUTION NO. (963-1990) Continued

WHEREAS, Stone Industries, Inc. has been called upon to supply such material and is unable to supply the product within the required period of time due to a labor dispute; and

WHEREAS, the inability to obtain such material on an immediate basis has caused an emergency situation because the transfer station must be completed by December 31, 1990;

NOW, THEREFORE, BE IT

RESOLVED, that because of the emergency situation, and for the health safety and welfare of the inhabitants of the Town of Clarkstown, the Gas Layer Fill Material which was the subject of Bid No. 70-1990 shall be obtained immediately from:

TILCON NEW YORK, INC.
P. O. Box 326
Haverstraw, New York 10927
Principals: A Public Corporation

at a cost of \$11.25 per ton delivered to the Clarkstown Sanitary Landfil - unloaded.

Seconded by Co. Mandia

On roll call the vote was as follows:

Councilman Maloney.....Yes
Councilman Mandia.....Yes
Councilwoman Smith.....Yes
Supervisor Holbrook.....Yes

RESOLUTION NO. (964-1990)

AWARDING BID FOR BID
#72-1990 OFFICE FURNITURE
(ABBEY OFFICE FURNITURE,
IRWIN KAHN ASSOC., MAX BLAU
& SONS, OFFICE CONSULTANTS)

Co. Maloney offered the following Resolution:

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

BID #72-1990
OFFICE FURNITURE

is hereby awarded to

ABBEY OFFICE FURNITURE
8 FRANKLIN TURNPIKE
WALDWICK, N.Y. 07463
PRINCIPAL: ARMAND TORTORA, SR.

IRWIN KHAN ASSOC.
10 ESQUIRE ROAD
NEW CITY, N.Y. 10956
PRINCIPALS: FRANCINE KAHN
SHARI ROBERTS
IRWIN KAHN

MAX BLAU & SONS
89 MARKET STREET
NEWARK, N.J. 07102
PRINCIPALS: HOPE BLAU
RAYMOND BLAU
RUTH BLAU
EDWARD BLAU

OFFICE CONSULTANTS
229-A MANCHESTER RD.
POUGHKEEPSIE, N.Y. 12603
PRINCIPALS: GLENN C. CARLBERG
RALPH GANGITANO
DAVID ITKIN
LAWRENCE ITKIN
JOHN VARACHI
RICHARD BASCETTA
HERB KRAUS

as per the attached items/price schedule.

RESOLUTION NO. (964-1990) Continued

(Item /Price Schedule on File in Town Clerk's Office)

Seconded by Co. Mandia

On roll call the vote was as follows:

Councilman Maloney.....	Yes
Councilman Mandia.....	Yes
Councilwoman Smith.....	Yes
Supervisor Holbrook.....	Yes

RESOLUTION NO. (965-1990)

AWARDING BID FOR BID
#73-1990 - TIRE CHANGING
MACHINE (BERT SCHWARZ -
S&H, INC.)

Co. Maloney offered the following resolution:

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

BID #73-1990
TIRE CHANGING MACHINE

is hereby awarded to

BERT SCHWARZ - S&H, Inc.
325 Miller Place
Mount Vernon, N. Y. 10550
A Public Corporation

as per their low bid proposal of \$10,050.00 for one Coats model
H.I.T. 8000 Truck Tire Changer.

Seconded by Co. Mandia

On roll call the vote was as follows:

Councilman Maloney.....	Yes
Councilman Mandia.....	Yes
Councilwoman Smith.....	Yes
Supervisor Holbrook.....	Yes

RESOLUTION NO. (966-1990)

AUTHORIZING DIRECTOR OF
PURCHASING TO ADVERTISE FOR
BIDS FOR BID #78-1990 -
MEMBRANE LINER PROTECTION
MATERIAL

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

BID #78-1990

MEMBRANE LINER PROTECTION 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,
NOVEMBER, 9, 1990, 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.

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RESOLUTION NO (966-1990) continued

Seconded by Supv. Holbrook

On roll call the vote was as follows:

Councilman Maloney.....Yes
Councilman Mandia.....Yes
Councilwoman Smith.....Yes
Supervisor Holbrook.....Yes

RESOLUTION NO. (967-1990)

AUTHORIZING THE DIRECTOR OF
PURCHASING TO ADVERTISE FOR
BIDS FOR THE PICKUP OF
GARBAGE AND REFUSE FROM
ONE, TWO AND THREE FAMILY
HOMES WITHIN THE
UNINCORPORATED AREAS OF THE
TOWN OF CLARKSTOWN

WHEREAS, the Town Board of the Town of Clarkstown has determined that it would be in the best interests of the people of the Town of Clarkstown to assume the pickup of garbage and refuse from one, two and three family homes within the unincorporated areas of the Town of Clarkstown;

NOW, THEREFORE, be it

RESOLVED, that the Director of Purchasing is hereby authorized to advertise for bids for the pickup of garbage and refuse from one, two and three family homes, and

WHEREAS, such bids shall be returnable to the Office of the Director of Purchasing, 10 Maple Avenue, New City, New York, by 11: A.M. on 11/19/90, at which time the 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 Supv. Holbrook

On roll call the vote was as follows:

Councilman Maloney.....Yes
Councilman Mandia.....Yes
Councilwoman Smith.....Yes
Supervisor Holbrook.....Yes

ESOLUTION NO. (968-1990)

SUPERINTENDENT OF HIGHWAYS
IS DIRECTED TO PLOW THE
UNDEDICATED PORTION OF
SEGE ROAD IN VALLEY
COTTAGE (JOY ACRES)

Co. Smith offered the following resolution:

WHEREAS, the undedicated portion of Sedge Road, in the Joy Acres Subdivision, has been opened up for the express purpose of allowing school buses to serve the area; and

WHEREAS, that portion of the road will not be dedicated to the Town until late 1991; and be it

HEREBY RESOLVED, that the Superintendent of Highways is hereby directed to plow the undedicated portion of Sedge Road in

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RESOLUTION NO. (968-1990) Continued

Valley Cottage so that it will be safe for school children on days when it snows.

Seconded by Co. Maloney

On roll call the vote was as follows:

Councilman Maloney.....	Yes
Councilman Mandia.....	Yes
Councilwoman Smith.....	Yes
Supervisor Holbrook.....	Yes

RESOLUTION NO. (969-1990)

DECREASE APPROPRIATION
ACCOUNT NO. A-1220-110
(SALARIES) AND INCREASE
APPROPRIATION ACCOUNT NO.
A-1220-204 AND INCREASE
APPROPRIATION ACCOUNT NO.
A-1220-114

Co. Smith offered the following resolution:

WHEREAS, Appropriations Account No. A-1220-204 (office machines) and A-1220-114 (salaries part-time) require additional funding, and

NOW, THEREFORE, be it

RESOLVED, to decrease Appropriations Account No. A-1220-110 (salaries) by \$3600., and increase Appropriations Account No. A-1220-204 by \$1200. and increase Appropriations Account No. A-1220-114 by \$2400.

Seconded by Co. Maloney

On roll call the vote was as follows:

Councilman Maloney.....	Yes
Councilman Mandia.....	Yes
Councilwoman Smith.....	Yes
Supervisor Holbrook.....	Yes

RESOLUTION NO. (970-1990)

RESCINDING RESOLUTION NO.
925-1980 REGARDING FOUR
CUBIC YARD DUMP TRUCKS
(STANDARDIZATION LIMITS
COMPETITIVE BIDDING)

Co. Maloney offered the following resolution:

WHEREAS, THE Clarkstown Highway Department has not purchased 4-cubic yard dump trucks in the past several years, and

WHEREAS, the standardization on Ford 4 cubic yard dump truck vehicles limits competitive bidding;

NOW, THEREFORE, be it

RESOLVED, that Resolution 925-1980 is hereby rescinded.

Seconded by Co. Mandia

On roll call the vote was as follows:

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RESOLUTION NO. (970-1990) Continued

Councilman Maloney.....	Yes
Councilman Mandia.....	Yes
Councilwoman Smith.....	Yes
Supervisor Holbrook.....	Yes

RESOLUTION NO. (971-1990)

AUTHORIZING HIGHWAY
MAINTENANCE SUPERVISOR, III
AND SUPERVISOR II TO ATTEND
"OSHA'S NEW TRENCH SAFETY
'COMPETENT PERSON'
REGULATIONS SEMINAR"
BURGIO & CLUNE) - CHARGE TO
ACCOUNT NO. A-1010-414

Co. Maloney offered the following resolution:

RESOLVED, that Charles Burgio, Highway Maintenance Supervisor, III and John Clune, Highway Maintenance Supervisor II, Highway Department, are hereby authorized to attend "OSHA'S NEW TRENCH SAFETY 'COMPETENT PERSON" REGULATIONS SEMINAR" to be held in Pine Bush, New York on Friday, November 16, 1990 with use of Town vehicle, and be it

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

Seconded by Co. Smith

On roll call the vote was as follows:

Councilman Maloney.....	Yes
Councilman Mandia.....	Yes
Councilwoman Smith.....	Yes
Supervisor Holbrook.....	Yes

RESOLUTION NO. (972-1990)

RECEIVER OF TAXES IS
AUTHORIZED TO ACCEPT THE
FULL SETTLEMENT OF THE
PENALTY ON THE 1990 SCHOOL
TAXES BEING PAID BY
CITICORP MORTGAGE, INC.

Co. Maloney offered the following Resolution:

WHEREAS, Citicorp Mortgage, Inc. has made a payment of \$1,963,666.49 to Clarkstown Central School District for the 1990 school tax on several hundred parcels of land, and

WHEREAS, such payment arrived on October 4, 1990 and would be subject to a 5% penalty, and

WHEREAS, the assessment of this penalty has been the subject of a dispute, pursuant to Sec. 925 of the Real Property Tax Law, and

WHEREAS, Citicorp Mortgage, Inc. has made an offer of settlement of the penalty in the amount of \$50,031.66, and

WHEREAS, the settlement of the amount of the disputed penalty by a payment of the sum of \$50,031.66 appears to be in the best interest of the Town of Clarkstown,

NOW, THEREFORE, be it

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RESOLUTION NO. (972-1990) Continued

RESOLVED, that Marie Geronimo, Receiver of Taxes, is hereby authorized to accept the sum of \$50,031.66 in full settlement of the penalty on the 1990 school taxes being paid by Citicorp Mortgage, Inc.

Seconded by Co. Smith

Councilman Mandia stated that it is not comfortable for anybody to give away \$50,000.00 of the taxpayers' money, but in examining this, he thinks a legitimate attempt was made by the corporation to make the payment. Evidence from the Post Office indicates that the check was in the mail, as the saying goes, and something went awry. He stated that he was voting yes on this resolution, but he thinks the people in the audience should realize that we are not giving away \$50,000.00 worth of the taxpayers' penalty money without legitimate reason

On roll call the vote was as follows:

Councilman Maloney.....Yes
Councilman Mandia.....Yes
Councilwoman Smith.....Yes
Supervisor Holbrook.....Yes

RESOLUTION NO. (973-1990)

AUTHORIZING THE SUPERVISOR
TO EXECUTE EXTENSION
AGREEMENT WITH THE COUNTY
FOR THE SUBSTANCE ABUSE
SERVICES PROGRAM

Co. Maloney offered the following resolution:

RESOLVED, that the Supervisor of the Town of Clarkstown is hereby authorized to execute an Extension Agreement with the County of Rockland for the Substance Abuse Services Program for the period April 1, 1990 through December 31, 1990, for a total consideration of \$89,184.00.

Seconded by Co. Smith

On roll call the vote was as follows:

Councilman Maloney.....Yes
Councilman Mandia.....Yes
Councilwoman Smith.....Yes
Supervisor Holbrook.....Yes

RESOLUTION NO. (974-1990)

AUTHORIZING TOWN ATTORNEY
TO INSTITUTE PROCEEDINGS
(CHAPTER 31) ON PREMISES -
MAP 134, BLOCK A, LOT 13.01
REPUTEDLY OWNED BY FRED AND
NANCY GRAZIANO

Co. Maloney offered the following resolution:

RESOLVED, that the Town Attorney is hereby authorized to institute proceedings as stipulated in Chapter 31 of the Code of the Town of Clarkstown to remove or rectify violations as reported by memo dated October 30, 1990, of the Fire Inspector of the Town of Clarkstown on premises reputedly owned by

FRED GRAZIANO and NANCY GRAZIANO

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RESOLUTION NO. (974-1990) Continued

in the town of Clarkstown, more particularly described on the Tax Map of the Town of Clarkstown as Map 134, Block A, Lot 13.01, and be it

FURTHER RESOLVED, that a public hearing be held by the Town Board of the Town of Clarkstown in the Auditorium of the Town Hall, 10 Maple Avenue, New City, New York, on the 13th day of November 1990, at 8:10 P.M., providing service of Notice pursuant to Town Code, Section 31 can be made on or before November 8, 1990.

Seconded by Co. Smith

On roll call the vote was as follows:

Councilman Maloney.....Yes
Councilman Mandia.....Yes
Councilwoman Smith.....Yes
Supervisor Holbrook.....Yes

RESOLUTION NO. (975-1990)

AUTHORIZING DIRECTOR OF PURCHASING AND THE SEWER DEPARTMENT TO PURCHASE CLOW-YEOMAN PUMPS WITHOUT RESORTING TO COMPETITIVE BIDDING - CHARGE TO ACCOUNT NO. B-8110-324 WITH TRANSFER OF FUNDS FROM ACCOUNT NO. B-8110-424

Co. Maloney offered the following resolution:

WHEREAS, the replacement with Clow-Yeoman is a replacement of original equipment and is necessary because no other installation could be made without modifications to the pump station; and

WHEREAS, the sole authorized and exclusive distributor for Clow-Yeoman in this area is Loc-Pump and Equipment Inc. of South Hackensack, N.J., and

WHEREAS, the Town Attorney has rendered that competitive bidding is unnecessary;

NOW THEREFORE be it

RESOLVED, that the Director of Purchasing and the Sewer Department be authorized to purchase the Clow-Yeoman Pumps for said replacement pumps without resorting to competitive bidding; and be it

FURTHER RESOLVED that this should be a proper charge to B-8110-324, with necessary transfer of funds from B-8110-424.

Seconded by Co. Smith

On roll call the vote was as follows:

Councilman Maloney.....Yes
Councilman Mandia.....Yes
Councilwoman Smith.....Yes
Supervisor Holbrook.....Yes

RESOLUTION NO. (976-1990)

TABLING AGENDA ITEM NO. 11 REGARDING APPOINTMENT OF

RESOLUTION NO. (976-1990) Continued

SANDRA SILVERBERG TO
CLARKSTOWN COUNSELING CENTER

Co. Maloney offered the following resolution:

RESOLVED, that Agenda Item 11 on the Special Town Board Meeting of October 30, 1990 regarding appointment of Sandra Silverberg to Clarkstown Counseling Center is hereby tabled.

Seconded by Co. Smith

On roll call the vote was as follows:

Councilman Maloney.....Yes
Councilman Mandia.....Yes
Councilwoman Smith.....Yes
Supervisor Holbrook.....Abstain

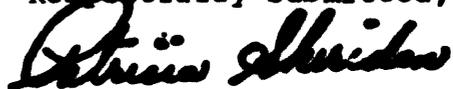
Councilman Maloney stated that he did not know this resolution was on the agenda and he happens to be involved in the interviewing process and he felt he should have been notified that we were going to make an appointment today. He said he would much prefer to table this.

Mr. John Kozma appeared regarding a project for alleviating the flooding problem in Squadron Boulevard. After some preliminary remarks it was decided that this would be taken up at a meeting tomorrow where it would be given the sole attention of the Board.

Councilwoman Smith asked Town Attorney if he had looked into the Town Law for the senior citizen rebate on the taxes? Town Attorney said he is going to prepare a local law for the board.

On motion of Councilman Maloney, seconded by Councilman Mandia and unanimously adopted, the Special Town Board Meeting was declared closed, time: 5:20 P.M.

Respectfully submitted,



PATRICIA SHERIDAN,
Town Clerk