

TOWN OF CLARKSTOWN
TOWN BOARD MEETING

Town Hall

6/11/91

8:05 P.M.

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

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

Supervisor declared public portion of the meeting open.

Appearance: Donald Tracy, Esq.
Little Tor Road
New City, New York

Mr. Tracy inquired about the public hearing for the zone change for Mr. Robert Champeau.

Appearance: Mr. Orin Goetz
New City, New York

Mr. Goetz spoke regarding three matters: (1) public telephones and going out to bid for this service; (2) opening the swimming pools of Clarkstown earlier; and (3) parking in "No Parking" zones in particular the the intersection of Orchard Street and Middletown Road. He said Police should issue summonses.

Appearance: Paul Phinney, Esq.
Orangetown, New York

Mr. Phinney stated that he was representing Mrs. Dustman, who was in opposition to the proposed road improvement on Dustman Lane. He believed the majority of the residents were also opposed.

Appearance: Mrs. Irene Saccende
Code Enforcement Officer,
Town of Clarkstown

Mrs. Saccende spoke regarding Item No. 1 (Agreement with Ford Products) and that there is a problem regarding the fence on that property.

RESOLUTION NO. (450-1991)

AMENDING RESOLUTION NO.
254-1991 AUTHORIZING
SUPERVISOR TO EXECUTE
AGREEMENT WITH FORD
PRODUCTS CORPORATION AND
COUNTY OF ROCKLAND

Co. Maloney offered the following resolution:

RESOLVED, that the Town Board hereby amends Resolution No. 254-1991 as follows:

WHEREAS, Ford Products Corporation is obligated to pay a payment in lieu of taxes in the amount of the County and Town taxes due January 31, 1991, and

WHEREAS, Ford Products Corporation has paid the sum of \$25,920.55 prior to January 31, 1991, which consitututes one half of the 1991 County and Town taxes, and

WHEREAS, Ford Products Corporation has requested that they be permitted to pay the second half of the 1991 County and Town taxes in monthly installments;

NOW, THEREFORE, be it

Continued on Next Page

RESOLUTION NO. (450-1991) Continued

RESOLVED, that the Supervisor of the Town of Clarkstown is hereby authorized to execute an agreement with Ford Products Corporation and the County of Rockland, for installment payments of the balance of the 1991 money in lieu of taxes, allowing Ford Products Corporation to pay the balance due in the amount of \$25,920.55 in equal monthly installments commencing August 15, 1991 and ending December 31, 1991, together with interest at the rate of 9% on the outstanding balance due from January 31, 1991 to the date of payment, and be it

FURTHER RESOLVED, that said agreement is subject to Ford Products repairing fence on Van Doren Court by June 30, 1991.

Seconded by Co. Kunis

On roll call the vote was as follows:

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

RESOLUTION NO. (451-1991)

AMENDING RESOLUTION NO.
394-91 RE: CREATION AND
CONSTRUCTION OF ROAD
IMPROVEMENT FOR PORTION OF
DUSTMAN LANE, BARDONIA

Supv. Holbrook offered the following resolution:

WHEREAS, Resolution No. 394-91 was adopted by the Town Board of the Town of Clarkstown on May 28, 1991, following a public hearing, and

WHEREAS, the aforesaid Resolution included, in part, the following language, "FURTHER RESOLVED, that pursuant to §200(3) of the Town Law, the construction of the improvement herein is subject to the consent and approval of the Commissioner of Transportation of the State of New York, and be it," and

WHEREAS, Dustman Lane is not a County or State road and, therefore, is not subject to the requirement of the consent and approval of the Commissioner of Transportation of the State of New York, as set forth in Section 200(3) of the Town Law;

NOW, THEREFORE, be it

RESOLVED, that Resolution No. 394-91 is hereby amended to read as follows:

"WHEREAS, the Director of Environmental Control was directed to make an estimate of costs and expenses to establish a road improvement district for premises fronting on Dustman Lane, Bardonia, New York, located south of Schweitzer Lane and west of Route 304, and

WHEREAS, by report dated May 10, 1991, the Director of Environmental Control duly presented to the Town Board an estimate of cost of the proposed project, and

WHEREAS, by resolution adopted on April 23, 1991, the Town Board ordered that a public hearing be held on the 14th day of May, 1991 at 8:20 P.M., to consider the creation of such road improvement district, and

Continued on Next Page

RESOLUTION NO. (451-1991) Continued

WHEREAS, copies of said Order were duly published and posted according to law, and said Town Board did, at the time and place specified in said Order, duly meet and consider the matter of construction of said improvement, and heard all persons interested in the subject thereof who appeared at such time and place, concerning same, and

WHEREAS, the maximum amount proposed to be expended for the improvement as described in the estimate and plan of the Director of Environmental Control is \$60,000.00;

NOW, THEREFORE, be it

RESOLVED, that the Town Board hereby determines from the evidence offered at the public hearing and all documents made part of the record that it is in the public interest to make the said improvement, and be it

FURTHER RESOLVED, that the Town Board of the Town of Clarkstown, does hereby authorize and approve the improvement of a portion of Dustman Lane, Bardonia, for a frontage distance of approximately 1,276.22 lineal feet, as indicated on the attached Schedule "A", and be it

FURTHER RESOLVED, that the maximum amount to be expended for the said improvement is \$60,000.00, and be it

FURTHER RESOLVED, that the Director of Environmental Control shall survey, or cause to be surveyed, the above described portion of Dustman Lane, Bardonia, and establish the lines and grades thereof, and file copies of such survey and a profile of the grade in the office of the Town Clerk of the Town of Clarkstown, and be it

FURTHER RESOLVED, that the Director of Environmental Control is authorized and directed, after completion of the survey work described herein, to prepare definite plans and specifications, and with the assistance of the Town Attorney, to prepare a proposed contract for bidding pursuant to General Municipal Law, or in the alternative prepare the project plans for completion by the Department of Highway personnel, and thereafter to oversee the work required for such improvement, and be it

FURTHER RESOLVED, that the Director of Environmental Control is hereby authorized and directed to apportion the cost of the project for assessment against the benefitted parcels on the basis of a percent front foot formula for frontage on Dustman Lane, Bardonia, so that all parcels shall make the same per front foot contribution, and be it

FURTHER RESOLVED, that the improvement proposed constitutes a Type II Action under 6 NYCRR §617.13(d)(4) and will not have a significant effect on the environment, and no additional SEQOR processing is required, and be it

FURTHER RESOLVED, that pursuant to Section 200 (10) of the Town Law, this resolution shall be subject to Permissive Referendum, and be it

FURTHER RESOLVED, that the Town Clerk of the Town of Clarkstown shall within ten days after the adoption of this resolution cause a Notice to be published in full in the Journal News, and posted on the sign board of the Town maintained pursuant to Town Law.

(Schedule A on file in Town Clerk's Office)

Seconded by Co. Maloney

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RESOLUTION NO. (451-1991) Continued

On roll call the vote was as follows:

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

RESOLUTION NO. (452-1991)

AUTHORIZING AND DIRECTING
BUILDING INSPECTOR TO
PERFORM IMMEDIATE
CORRECTIVE WORK ON PROPERTY
(MAP 163, BLOCK A, LOT 11)
OWNED BY HUTTON FIFTY-NINE
TOWN HOUSE, LTD.

Co. Smith offered the following resolution:

WHEREAS, on May 28, 1991, the Town Board adopted a resolution authorizing and directing the Building Inspector to take all necessary steps to correct the unsafe conditions on the premises owned by Hutton Fifty-Nine Town House, Ltd., and known as Map 163, Block A, Lot 11, if such conditions were uncorrected on or after June 24, 1991, and

WHEREAS, there has been a subsequent fire in the subject premises which has caused additional unsafe conditions which constitutes an emergency and eminent danger to the health, safety and welfare of the citizens of the Town of Clarkstown;

NOW, THEREFORE, pursuant to Section 31-10 of the Code of the Town of Clarkstown, the Building Inspector is hereby authorized and directed to take immediate steps to perform the following corrective work:

- (a) Demolish and remove two burned out buidings;
- (b) Secure all other open buildings;
- (c) Pump out water from the swimming pools;
- (d) Barricade the pool areas so they do not constitute a danger to the public,

and be it

FURTHER RESOLVED, that this Resolution shall be retroactive to June 7, 1991.

Seconded by Co. Maloney

On roll call the vote was as follows:

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

RESOLUTION NO. (453-1991)

AUTHORIZING SUPERVISOR TO
EXECUTE LEASE AGREEMENT
WITH NYACK UNION FREE
SCHOOL FOR USE OF BALL
FIELD ABUTTING LIBERTY
ELEMENTARY SCHOOL

Co. Kunis offered the following resolution:

Continued on Next Page

RESOLUTION NO. (453-1991) Continued

WHEREAS, the Town owns real property currently being used as a basefield field which abuts the Liberty Elementary School owned by the Nyack Union Free School District, and

WHEREAS, the Town has requested use of .31 acres of the School District property to enable them to complete the ballfield, and

WHEREAS, the School District has agreed to permit the use of this property for recreational purposes.

NOW, THEREFORE, be it

RESOLVED, that the Supervisor is hereby authorized to execute an agreement with the Nyack Union Free School District for use of certain School District property for recreational purposes, and be it

FURTHER RESOLVED, that said agreement shall be in a form satisfactory to the Town Attorney.

Seconded by Co. Smith

On roll call the vote was as follows:

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

RESOLUTION NO. (454-1991)

RESCINDING TOWN BOARD
RESOLUTION NO. 413-1991 FOR
ADVERTISING FOR BIDS FOR
BID #51-1991 - MINI BUSES

Co. Kunis offered the following resolution:

RESOLVED, that Town Board resolution No. 413-1991 advertising for bids for

BID #51-1991
MINI-BUSES

is hereby rescinded.

Seconded by Co. Smith

On roll call the vote was as follows:

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

RESOLUTION NO. (455-1991)

RESCINDING RESOLUTION NO.
355-1991 AUTHORIZING
ADVERTISING FOR BIDS FOR
BID #29-1991 - FACSIMILE
MACHINES

Co. Kunis offered the following resolution:

Continued on Next Page

RESOLUTION NO. (455-1991) Continued

RESOLVED, that Town Board resolution No. 355-1991 authorizing advertising for bids for

BID #29-1991
FACSIMILE MACHINES

is hereby rescinded.

Seconded by Co. Smith

On roll call the vote was as follows:

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

RESOLUTION NO. (456-1991)

AUTHORIZING ATTENDANCE AT
CONFERENCE "ADULT SURVIVORS
OF CHILDHOOD SEXUAL ABUSE:
TREATMENT ISSUES" (SUSAN
BEERMAN)

Co. Smith offered the following resolution:

RESOLVED, that Susan Roth Beerman, CSW, at the Clarkstown Counseling Center attend conference on Thursday, June 6th, 1991 on "Adult Survivors of Childhood Sexual Abuse: Treatment Issues". Registration Fee: \$20.00.

Seconded by Co. Maloney

On roll call the vote was as follows:

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

RESOLUTION NO. (457-1991)

DECREASING APPROPRIATION
ACCOUNT NO. A 741-329
(RECREATION SUPPLIES) AND
INCREASING APPROPRIATION
ACCOUNT NO. A 7141-201
(FURNITURE & FIXTURES)

Co. Maloney offered the following resolution:

RESOLVED, to decrease Appropriation Account No. A 7141-329 (Recreational Supplies) by \$1,200.00 and to increase Appropriation Account No. A 7141-201 (Furniture & Fixtures) by \$1,200.00.

Seconded by Co. Smith

On roll call the vote was as follows:

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

RESOLUTION NO. (458-1991)

AUTHORIZING SUPERINTENDENT OF HIGHWAYS (WITH APPROVAL OF TRAFFIC AND TRAFFIC FIRE SAFETY ADVISORY BOARD) TO INSTALL STOP SIGNS AT LAKEWARD AVENUE AND FRIEND STREET, CONGERS

Co. Smith offered the following resolution:

RESOLVED, that the Town Board of the Town of Clarkstown with the approval of the Traffic and Traffic Fire Safety Board hereby authorizes John F. Mauro, Superintendent of Highways to install the following signs:

<u>SIGNS</u> <u>Location</u>	<u>Legend</u>	<u>NYS Sign #</u>
w/b Lakeward Avenue east of intersection Friend Court, Congers	STOP	R1-1
e/b Lakeward Avenue west of intersection Friend Street, Congers	STOP	R1-1
n/b Friend Street south of intersection Lakeward Avenue, Congers	STOP	R1-1
s/b Friend Court north of intersection Lakeward Avenue, Congers	STOP	R1-1

Seconded by Co. Maloney

On roll call the vote was as follows:

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

RESOLUTION NO. (459-1991)

AUTHORIZING DIRECTOR OF PURCHASING TO ADVERTISE FOR BIDS FOR BID #57-1991 - DUSTMAN LANE ROAD IMPROVEMENT PROJECT

Co. Maloney offered the following resolution:

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

BID #57-1991
DUSTMAN LANE ROAD IMPROVEMENT PROJECT

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, July 16, 1991 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 Kunis

Continued on Next Page

RESOLUTION NO. (459-1991) Continued

On roll call the vote was as follows:

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

RESOLUTION NO. (460-1991)

AUTHORIZING DIRECTOR OF
PURCHASING TO ADVERTISE FOR
BIDS FOR BID #53-1991 -
UNIFORM MAINTENANCE SERVICE
FOR CLARKSTOWN POLICE
DEPARTMENT

Co. Maloney offered the following resolution:

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

BID #53-1991
UNIFORM MAINTENANCE SERVICE FOR
CLARKSTOWN POLICE DEPARTMENT

bids to be returnable to the Office of the Director of Purchasing,
10 Maple Avenue, New City, New York by 11:00 A.M. on Wednesday, July
10, 1991 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. Kunis

On roll call the vote was as follows:

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

RESOLUTION NO. (461-1991)

AUTHORIZING DIRECTOR OF
PURCHASING TO ADVERTISE FOR
BIDS FOR BID #54-1991 -
REINFORCED CONCRETE CULVERT
PIPE

Co. Maloney offered the following resolution:

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

BID #54-1991
REINFORCED CONCRETE CULVERT PIPE

bids to be returnable to the Office of the Director of Purchasing,
10 Maple Avenue, New City by 11:00 A.M. on Monday, July 8, 1991 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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Seconded by Co. Kunis

On roll call the vote was as follows:

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

RESOLUTION NO. (462-1991)

AUTHORIZING DIRECTOR OF
PURCHASING TO ADVERTISE FOR
BIDS FOR BID #55-1991 -
COMPUTER/WORD PROCESSING
SUPPLIES

Co. Maloney offered the following resolution:

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

BID #55-1991
COMPUTER/WORD PROCESSING SUPPLIES

bids to be returnable to the Office of the Clarkstown Director of
Purchasing, 10 Maple Avenue, New City, New York by 11:00 A.M. on
Monday, July 15, 1991 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. Kunis

On roll call the vote was as follows:

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

RESOLUTION NO, (463-1991)

AUTHORIZING DIRECTOR OF
PURCHASING TO ADVERTISE FOR
BIDS FOR BID #56-1991 - NEW
POLICE/COURT FACILITY

Co. Maloney offered the following resolution:

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

BID #56-1991
NEW POLICE/COURT FACILITY

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,
August 1, 1991 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. Kunis

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RESOLUTION NO. (463-1991) Continued

On roll call the vote was as follows:

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

RESOLUTION NO. (464-1991)

AWARDING BID FOR BID
#43-1991 - PRINTING OF
FALL/WINTER BROCHURE
(ECLIPSE PRESS, INC.)

Co. Kunis offered the following resolution:

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

BID #43-1991
PRINTING OF FALL/WINTER BROCHURE

is hereby awarded to

ECLIPSE PRESS, INC.
201 MONTROSE ROAD
WESTBURY, NY 11590
PRINCIPALS: MICK RICKERT
FRED THEOBOLD

as per their low bid proposal of \$5,910.00 using coated 80lb
Recycled Stock, additional four pages - if needed - \$1,605.00, and
cost of each additional halftone @ \$9.00 each.

Seconded by Co. Maloney

On roll call the vote was as follows:

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

RESOLUTION NO. (465-1991)

AWARDING BID FOR BID
#45-1991 - LANDFILL COVER
MATERIAL (M. J. LUND
TRUCKING, INC.)

Co. Kunis offered the following resolution:

RESOLVED, that based upon the recommendation of the
Director of Environmental Control and the Director of Purchasing that

BID #45-1991
LANDFILL COVER MATERIAL

is hereby awarded to

M. J. LUND TRUCKING, INC.
BRISMAN DRIVE
THIELLS, NY 10984
PRINCIPAL: MARTIN LUND

as per their low bid proposal of:

Continued on Next Page

RESOLUTION NO. (465-1991) Continued

- and (A) \$4.00 per ton to supply, haul, and deliver
- (B) \$68.00 per load (20 tons appx.) hauling only.

Seconded by Co. Maloney

On roll call the vote was as follows:

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

RESOLUTION NO. (466-1991)

AUTHORIZING SPRING VALLEY
WATER COMPANY TO INSTALL
FIRE HYDRANTS (VARIOUS
LOCATIONS ON COLLEGE
AVENUE, NANUET)

Co. Maloney offered the following resolution:

RESOLVED, that based upon the recommendation of the
Director of Environmental Control, the Spring Valley Water Company
is hereby authorized to install fire hydrants at the following
location(s):

1. North side of Route 59 approximately 570 feet
east of the center line of College Avenue. (X9005)
2. North side of Route 59 approximately 970 feet east
of the center line of College Avenue. (X-9006)
3. North side of Route 59 approximately 1,370 feet east
of the center line of College Avenue. (X-9007)

Investigation No.: 10153

and be it

FURTHER RESOLVED, that a certified copy of this
resolution be forwarded to Tricia Betz, Service Investigation Clerk.

Seconded by Co. Mandia

On roll call the vote was as follows:

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

RESOLUTION NO. (467-1991)

AUTHORIZING SUPERVISOR TO
EXECUTE AGREEMENT RE: FIRE
HYDRANTS (FREEMAN BROWNELL
SITE)

Co. Maloney offered the following resolution:

WHEREAS, a hydrant investigation has been made by the
Spring Valley Water Company for premises located in an approved site
known as "FREEMAN BROWNELL" affecting property known and designated
on the Clarkstown Tax Map as Map 129, Block A, Lot 5.6, and

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RESOLUTION NO. (467-1991) Continued

WHEREAS, it has been recommended that two fire hydrants be installed within the said approved site for the protection of future occupants, and

WHEREAS, said property is private commercial property and the hydrants shall be installed at the owner's expense, but the water charges shall be billed to the Town of Clarkstown;

NOW, THEREFORE, be it

RESOLVED, that the Supervisor of the Town of Clarkstown is hereby authorized to execute an agreement with FREEMAN PRODUCTS, INC., as owner, in the form of a Declaration and Covenant which shall be recorded and run with the land, as approved by the Town Attorney, whereby FREEMAN PRODUCTS, INC. or its successor in interest shall pay the water service charges of Spring Valley Water Company, Inc., rendered yearly to the Town of Clarkstown on a per hydrant basis in connection with the warehouse office building to be located on such property located in the Hamlet of Congers, designated as Map 129, Block A, Lot 5.6; to repair and maintain such hydrants and to pay the cost of any repairs and maintenance done by the Town of Clarkstown in the event that such hydrants are not maintained and repaired (by Freeman Products, Inc.) so as to be in proper working order, and be it

FURTHER RESOLVED, that the Comptroller is hereby authorized and directed pursuant to such Declaration to provide periodic statements to FREEMAN PRODUCTS, INC., or the future owners of the premises for payment of the water service charges imposed, plus 10% as a handling fee.

Seconded by Co. Mandia

On roll call the vote was as follows:

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

RESOLUTION NO. (468-1991)

GRANTING CERTIFICATES OF REGISTRATION TO PETER J. MEYER (NO. 91-23) AND TO CET PLUMBING INC. (NO. 91-24)

Co. Maloney offered the following resolution:

WHEREAS, the following have applied for Certificates of Registration pursuant to Section 83-65 of the Code of the Town of Clarkstown:

PETER J. MAYER
27 Old Hempstead Road
New City, New York 10956

CET PLUMBING, INC.
D/B/A Advance Plumbing & Heating
68 American Legion Way
New City, New York 10956

RESOLVED, that the following Certificates of Registration be issued:

No. 91-23 to PETER J. MAYER
No. 91-24 to CET PLUMBING INC.
D/B/A Advance Plumbing & Heating

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RESOLUTION NO. (472-1991) Continued

SUBDIVISION, SECTIONS I AND II (KING ARTHUR COURT, ORIELE ROAD, ETHEL DRIVE AND LADY GODIVA WAY)

Co. Maloney offered the following resolution:

WHEREAS, the Town Board adopted Resolution No. 437 on May 28, 1991, defaulting escrows held in connection with the CAMELOT SUBDIVISION, and

WHEREAS, the developer has agreed to perform all work necessary for the dedication of Sections I and II in a subdivision known as CAMELOT on or before October 15, 1991;

NOW, THEREFORE, be it

RESOLVED, that Resolution No. 437 of May 28, 1991, be and the same hereby is rescinded; and be it

FURTHER RESOLVED, that the work to be completed as required by the Superintendent of Highways of the Town of Clarkstown be completed as follows and in accordance with the annexed Schedule "A":

Complete the final wearing course on the following streets:

- KING ARTHUR COURT
- ORIELE ROAD
- ETHEL DRIVE
- LADY GODIVA WAY

Seconded by Co. Mandia

On roll call the vote was as follows:

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

RESOLUTION NO. (473-1991)

AUTHORIZING SUPERINTENDENT OF HIGHWAYS TO RENT EQUIPMENT FOR CHRISTIAN HERALD ROAD SIDEWALK PROJECT - CHARGE TO ACCOUNT NO. DB5110387

Co. Smith offered the following resolution:

WHEREAS, the Superintendent of Highways has obtained a proposal from Cal Mart Construction Corp. to rent specialized equipment on a daily basis for use in completing the Christian Herald Road Sidewalk Project in accordance with a proposal dated June 11, 1991, and

WHEREAS, said proposal is conditioned upon the direct supervision and control by the Superintendent of Highways or his designate;

NOW, THEREFORE, be it

RESOLVED, that the Superintendent of Highways is hereby authorized to rent one Insley 1000 Backhoe with Operator at a cost of \$960.00 per day, and one Tandem Dump Truck with Operator at a

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RESOLUTION NO. (473-1991) Continued

rental cost of \$480.00 per day, and a transportation charge of \$250.00 per move for the Insley Backhoe. The total cost of rental fee for approximately three (3) days including the equipment move shall not exceed the sum of \$5,410.00; and be it

FURTHER RESOLVED, that said equipment shall be used under the direct supervision of the Superintendent of Highways to complete a project known as the Christian Herald Sidewalk Project in accordance with the plans and specifications drawn by the Director of the Department of Environmental Control; and be it

FURTHER RESOLVED, that the charge for the cost of the rentals shall be charged to Account No. DB5110387.

Seconded by Co. Maloney

On roll call the vote was as follows:

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

RESOLUTION NO. (474-1991)

AUTHORIZING SUPERINTENDENT OF HIGHWAYS TO PROVIDE STONE FOR CHRISTIAN HERALD ROAD SIDEWALK PROJECT - CHARGE TO ACCOUNT NO. DB5110387

Co. Smith offered the following resolution:

RESOLVED, that the Superintendent of Highways of the Town of Clarkstown is hereby authorized to purchase frop ball stone for the Christian Herald Road Sidewalk Project in accordance with the proposal of Cal Mart Contruction Corp. dated June 11, 1991, at a cost of \$8.00 per ton for approximately 432 tons, at a cost of \$3,256.00, and be it

FURTHER RESOLVED, that the cost of the above materials obtained shall be charged to Account No. DB5110387.

Seconded by Co. Maloney

On roll call the vote was as follows:

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

RESOLUTION NO. (475-1991)

AUTHORIZING SUPERINTENDENT OF HIGHWAYS TO INSTALL "NO PARKING" SIGNS WITH DIRECTIONAL ARROWS NORTHSIDE PARROTT ROAD, EAST AND WEST OF MAIN ENTRANCE TO FELIX PESTA JR. HIGH SCHOOL

Co. Maloney offered the following resolution:

Continued on Next Page

RESOLUTION NO. (475-1991) Continued

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

"No Parking" signs with directional arrows on the northside of Parrott Road, east and west of the main entrance to the Felix Festa Jr. High School, West Nyack, N.Y.

and be it

FURTHER RESOLVED, that the Town Clerk be directed to forward copies of this resolution to the Superintendent of Highways John Mauro, for implementation.

Seconded by Co. Smith

On roll call the vote was as follows:

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

RESOLUTION NO. (476-1991)

AUTHORIZING SUPERINTENDENT OF HIGHWAYS TO INSTALL "NO PARKING" SIGNS WITH DIRECTIONAL ARROWS EAST AND WEST SIDES OF SOUTH ROCKLAND AVENUE, CONGERS FROM LAKE ROAD 200 FEET SOUTH

Co. Maloney offered the following resolution:

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

No Parking" signs with directional arrows on the east and west sides of South Rockland Avenue, Congers, from Congers/Lake Road 200 feet south

and be it

FURTHER RESOLVED, that the Town Clerk be directed to forward copies of this resolution to the Superintendent of Highways John Mauro, for implementation.

Seconded by Co. Smith

On roll call the vote was as follows:

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

RESOLUTION NO. (477-1991)

AUTHORIZING SUPERVISOR TO ENTER INTO AGREEMENT FOR ECONOMIC ASSISTANCE 1991

RESOLUTION NO. (477-1991) Continued

(ROCKLAND ASSOCIATION FOR
RETARDED CHILDREN) - CHARGE
TO ACCOUNT NO. A 8840-424

Co. Kunis offered the following resolution:

RESOLVED, that the Supervisor is hereby authorized to enter into an agreement, in a form approved by the Town Attorney, with the following non-profit organization, to provide services and programs for residents of the Town of Clarkstown that are deemed beneficial to Town residents, and be it

FURTHER RESOLVED, that the Town Board shall allocate the following sum in economic assistance to:

ROCKLAND ASSOCIATION FOR RETARDED CHILDREN - \$5,000.00

and be it

FURTHER RESOLVED, that these funds are to assist in providing such services for the calendar year 1991 and are to be charged against Account No. A 8840-424.

Seconded by Co. Smith

On roll call the vote was as follows:

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

RESOLUTION NO. (478-1991)

AUTHORIZING SUPERVISOR TO
ENTER INTO AGREEMENT FOR
ECONOMIC ASSISTANCE 1991
(MARTIN LUTHER KING
MULTI-PURPOSE CENTER) -
CHARGE TO ACCOUNT NO. A
8840-424

Co. Kunis offered the following resolution:

RESOLVED, that the Supervisor is hereby authorized to enter into an agreement, in a form approved by the Town Attorney, with the following non-profit organization, to provide services and programs for residents of the Town of Clarkstown that are deemed beneficial to Town residents, and be it

FURTHER RESOLVED, that the Town Board shall allocate the following sum in economic assistance to:

MARTIN LUTHER KING MULTI-PURPOSE CENTER INC. - \$10,000.00

and be it

FURTHER RESOLVED, that these funds are to assist in providing such services for the calendar year 1991 and are to be charged against Account No. A 8840-424.

Seconded by Co. Smith

On roll call the vote was as follows:

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

RESOLUTION NO. (479-1991)

RECOGNIZING APPOINTMENT BY
SUPERINTENDENT OF HIGHWAYS
OF (RETURNING) LABORER
STUDENTS (BAER, BUCKLEY,
CIEMIAN AND MEIER)

Co. Maloney offered the following resolution:

RESOLVED, that the Town Board hereby recognizes the
appointment by the Superintendent of Highways of the following
(returning) Laborer Students at \$7.25 per hour:

Jason Baer
10 Jade Street
Spring Valley, New York 10977
Eff. June 3, 1991

Gerald Buckley
1 Robinhood Lane
New City, New York 10956
Eff. June 3, 1991

Michael Ciemian
10 Leona Avenue
New City, New York 10956
Eff. June 3, 1991

Gregory Meier
5 Marten Drive
West Nyack, New York 10994
Eff. June 3, 1991

Seconded by Co. Mandia

On roll call the vote was as follows:

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

RESOLUTION NO. (480-1991)

RECOGNIZING APPOINTMENT BY
SUPERINTENDENT OF HIGHWAYS
OF LABORER STUDENTS
(BENTIVOGLIO, CLEMENTE,
HANLON, HOGAN, JULIAN,
MAYE, MacFARLAND, MCEVOY,
MULKAR, O'HARA AND RYAN)

Co. Maloney offered the following resolution:

RESOLVED, that the Town Board hereby recognizes the
appointment by the Superintendent of Highways of the following
Laborer Students at \$7.00 per hour:

Marco Bentivoglio
10 Lamborn Avenue
Congers, New York 10920
Eff. June 6, 1991

Kevin Maye
14 Gleeeful Lane
Valley Cottage, New York 10989
Eff. June 4, 1991

Michael J. Clemente
19 Greendale Road
New City, New York 10920
Eff. June 10, 1991

Chris S. MacFarland
3 Kelvin Court
Nanuet, New York 10954
Eff. June 6, 1991

John J. Hanlon
17 Ohio Avenue
Congers, New York 10920
Eff. June 3, 1991

Dennis D. McEvoy
9 Lorraine Court
New City, New York 10956
Eff. June 6, 1991

William Hogan III
23 Maple Avenue
West Nyack, New York 10994
Eff. June 3, 1991

Patrick J. Mulkern
19 Poplar Street
Nanuet, New York 10954
Eff. June 3, 1991

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RESOLUTION NO. (480-1991) Continued

Gerald Julian
63 Westlyn Drive
Bardonia, New York 10954
Eff. June 3, 1991

William J. O'Hara
32 Lake Nanuet Drive
Nanuet, New York 10954
Eff. June 3, 1991

William G. Ryan
12 Fremont Avenue
Nanuet, New York 10954
Eff. June 6, 1991

Seconded by Co. Mandia

On roll call the vote was as follows:

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

RESOLUTION NO. (481-1991)

APPOINTING TO POSITION OF
OFFICE WORKER STUDENT -
PERSONNEL OFFICE (CHRIS
DAVIES)

Co. Maloney offered the following resolution:

RESOLVED, that Chris Davies, Box 146 Dr. Davies Farm,
Congers, New York, is hereby appointed to the position of Office
Worker Student - Personnel Office - at the current hourly rate of
\$5.75 - effective and retroactive to June 3, 1991 - for a period not
to exceed 30 days.

Seconded by Co. Mandia

On roll call the vote was as follows:

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

RESOLUTION NO. (482-1991)

APPOINTING TO POSITION OF
OFFICE WORKER STUDENT -
TOWN CLERK'S OFFICE (TRICIA
PANDOLFI)

Co. Maloney offered the following resolution:

RESOLVED, that Tricia Pandolfi, 132 North Middletown
Road, Nanuet, New York, is hereby appointed to the position of
Office Worker Student - Town Clerk's Office - at the current hourly
rate of \$4.50 - effective June 12, 1991.

Seconded by Co. Mandia

On roll call the vote was as follows:

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

RESOLUTION NO. (483-1991)

APPOINTING TO POSITION OF
OFFICE WORKER STUDENT -
HIGHWAY DEPARTMENT (JANEEN
SMITH)

Co. Maloney offered the following resolution:

RESOLVED, that Janeen Smith, 4 Crieff Lane, New City,
New York, is hereby appointed to the position of Office Worker
Student - Highway Department - at the current hourly rate of \$5.50 -
effective and retroactive to June 10, 1991.

Seconded by Co. Mandia

On roll call the vote was as follows:

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

RESOLUTION NO. (484-1991)

APPOINTING TO POSITION OF
LABORER STUDENT -
MAINTENANCE DEPARTMENT
(TODD KATZ)

Co. Maloney offered the following resolution:

RESOLVED, that Todd Katz, 17 Adam Place, New City, New
York, is hereby appointed to the position of Laborer Student -
Maintenance Department - at the current hourly rate of \$7.00 -
effective June 12, 1991.

Seconded by Co. Mandia

On roll call the vote was as follows:

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

RESOLUTION NO. (485-1991)

CREATING TWO (2) POSITIONS
OF PART-TIME COUNSELOR
(MUNCIPAL COUNSELING
SERVICES)

Co. Maloney offered the following resolution:

WHEREAS, the Rockland County Personnel Office has
certified on May 23, 1991 that two (2) positions of part-time
Counselor (Municipal Counseling Services) can be created,

NOW, THEREFORE, be it

RESOLVED, that the two (2) positions of part-time
Counselor (Municipal Counseling Services) Clarkstown Counseling
Center - are hereby created - effective June 12, 1991 - at the
current hourly rate of \$18.00.

(Councilman Kunis said although two part time positions
are being created this is money that has been given to the Town and

Continued on Next Page

RESOLUTION NO. (485-1991) Continued

must be spent only for these two positions. Clarkstown taxpayers' dollars are not being used to create and fund these positions.)

Seconded by Co. Mandia

On roll call the vote was as follows:

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

RESOLUTION NO. (486-1991)

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

Co. Maloney offered the following resolution:

RESOLVED, that Raymond DeForest, III, 22 Old Brick Road, New City, New York, Custodial Worker - Maintenance Department - is hereby granted a Sick Leave of Absence - at one half pay - effective June 12, 1991 to July 12, 1991.

Seconded by Co. Mandia

On roll call the vote was as follows:

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

On motion of Councilwoman Smith, seconded by Councilman Mandia and unanimously adopted, the public hearing re: Proposed Amendment to Town Code Concerning Tourist Homes and Boarding Houses, was opened, time: 8:25 P.M.

On motion of Councilwoman Smith, seconded by Councilman Kunis and unanimously adopted, the public hearing re: Proposed Amendment to Town Code Concerning Tourist Homes and Boarding Houses, was closed, RESOLUTION ADOPTED, time: 8:30 P.M.

RESOLUTION NO. (487-1991)

AMENDING ZONING ORDINANCE
OF TOWN OF CLARKSTOWN RE:
DELETION OF DEFINITIONS OF
BOARDINGHOUSE AND TOURIST
HOME

Co. Smith offered the following resolution:

WHEREAS, the Town Board of the Town of Clarkstown by resolution adopted on the 14th day of May, 1991, provided for a public hearing on the 11th day of June, 1991, at 8:05 P.M., to consider the adoption of the following proposed amendment(s) to the Zoning Ordinance of the Town of Clarkstown, and

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

Continued on Next Page

RESOLLTION NO. (487-1991) Continued

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

NOW, THEREFORE, be it
RESOLVED, that based upon the report of Robert Geneslaw, dated June 5, 1991, acting as staff to the Town Board as lead agency, the Town Board hereby determines that the proposed amendment shall not have any significant impact on the environment and no further processing pursuant to the State Environmental Quality Review Act (SEQRA) is required, and be it

FURTHER RESOLVED, that the Zoning Ordinance of the Town of Clarkstown be and it hereby is amended as follows:

Amend Section 106-3. Definitions as follows:

"B. Defined words. Delete definitions of Boardinghouse and Tourist Home."

Amend the General Use Regulations, CS District, Table 11, Columns 3 and 6, Items A-5 and 12 as follows:

"Item A-5 and Item 12. Delete references made to boardinghouses and tourist homes."

Amend the General Use Regulations, RS District, Table 12, Columns 3 and 6, Items A-5 and 12 as follows:

"Item A-5 and Item 12. Delete references made to boardinghouses and tourist homes."

Amend the General Use Regulations, MRS District, Table 13, Column 3, Item A-5 as follows:

"Item A-5. Delete references made to boardinghouses and tourist homes."

Amend Section 106-16, Item I as follows:

"Item I. Delete references made to boardinghouses and tourist homes."

and be it

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

Seconded by Co. Kunis

On roll call the vote was as follows:

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

There being no further business to come before the Town Board Meeting and no one further wishing to be heard on motion of

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Councilman Maloney, seconded by Councilwoman Smith and unanimously adopted, the Town Board Meeting was declared closed, time: 8:31 P.M.

Respectfully submitted,



PATRICIA SHERIDAN,
Town Clerk

TOWN OF CLARKSTOWN
PUBLIC HEARING

Town Hall

6/11/91

8:25 P.M.

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

RE: AMENDMENT TO ZONING ORDINANCE OF TOWN OF CLARKSTOWN - DELETION
OF DEFINITION OF BOARDINGHOUSE AND TOURIST HOME

On motion of Councilwoman Smith, seconded by Councilman Mandia and unanimously adopted, the public hearing was declared open. Town Clerk read notice calling public hearing and testified as to proper posting and publication.

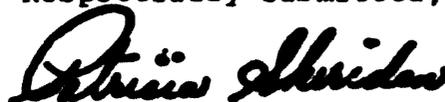
Town Attorney stated that the Rockland County Planning Board approves. The Town Planning Board approves deletion from CS, RS and MRS zones but wants the Board to keep the definition in the Code Book. As to SEQRA there is no environmental impact. There is a recommendation of a negative declaration.

Supervisor said SEQRA has been completed.

Supervisor asked if there was anyone present wishing to speak on this particular item. No one appeared.

On motion of Councilwoman Smith, seconded by Councilman Kunis and unanimously adopted, the public hearing was declared closed, RESOLUTION ADOPTED, time: 8:30 P.M.

Respectfully submitted,



PATRICIA SHERIDAN,
Town Clerk

Resolution No. (487-1991) ADOPTED