

TOWN OF CLARKSTOWN  
TOWN BOARD MEETING

Town Hall

1/28/92

Present: Supervisor Holbrook  
Council Members Dusanenko, Maloney, and Mandia  
Supervisor noted that Councilwoman Smith would  
be delayed due to family illness  
Murray N. Jacobson, Town Attorney  
Patricia Sheridan, Town Clerk

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

Supervisor noted that the first order of business this evening would be the awarding of certificates to Philip Esposito, Christopher Matarese, and Stephen McCarthy upon achieving the rank of Eagle Scout. These boys are members of Troop 78. Supervisor extended his congratulations to each of the boys and to their parents. The Town Board Members also offered their congratulations. Supervisor then recognized all members of Troop 78 who were present in the audience.

Supervisor declared public portion of the meeting open.

Appearance: Mr. Alan Rosenblatt  
Tennyson Drive  
Nanuet, New York

Mr. Rosenblatt spoke regarding Agenda Item #16 (Authorizing Article 78 Proceedings re: proposed group home at Tennyson Drive in Nanuet), noting that he was in favor of the Article 78 Proceeding.

Appearance: Mrs. Harriet Dusanenko  
New City, New York

Mrs. Dusanenko spoke about the Street Community Center regarding problems with melting tar and flooding from rain as she was concerned about possible accidents.

Appearance: Mr. John Cuff  
West Nyack, New York

Mr. Cuff spoke regarding Town taking court actions regarding group homes and felt it was a waste of taxpayers' money to do so, suggesting instead that there be modification through legislation.

Appearance: Mr. Martin Bernstein  
New City, New York

Mr. Bernstein spoke regarding Town taking court actions regarding group homes and also felt it was a waste of time to do so. He also suggested this be solved through legislation.

Appearance: Mr. Joseph Furfaro  
New City, New York

Mr. Furfaro spoke regarding the proposed group home and urged the Board to continue to persue the Article 78 Proceeding in court.

Appearance: Mr. Jeff Sasson, President  
Congers Civic Association  
Congers, New York

Continued on Next Page

Mr. Sasson spoke regarding Agenda Item 3 (Modification of Congers Road). He was opposed to the road widening.

Appearance: Ms. Barbara Phillips  
Congers, New York

Ms. Phillips spoke regarding widening of Congers Road and was opposed to it.

Appearance: Mr. Ron Schnittker  
Congers, New York

Mr. Schnittker spoke regarding widening of Congers Road and was opposed to it.

Appearance: Ms. Dorinda Mittiga  
Congers, New York

Ms. Mittiga spoke regarding widening of Congers Road and was opposed to it.

Appearance: Mr. Steve Weiss  
Congers, New York

Mr. Weiss spoke regarding widening of Congers Road and was opposed to it.

Appearance: Mr. Dennis Coyle  
Congers, New York

Mr. Coyle spoke regarding widening of Congers Road and was opposed to it.

Appearance: Mr. William Nest, Member  
Clarkstown Planning Board

Mr. Nest spoke regarding widening of Congers Road and was in favor of it.

Appearance: Mr. Ned Meara  
Congers, New York

Mr. Meara spoke regarding widening of Congers Road and was opposed to it.

Appearance: Mr. Herbert Rubenstein  
Seymour Drive  
New City, New York

Mr. Rubenstein spoke regarding proposed group home on Tennyson Drive and was in favor the Article 78 Proceeding opposing the same.

Appearance: Mr. Stan Pajewski  
Congers, New York

Mr. Pajewski spoke regarding widening of Congers Road and was opposed to it.

Appearance: Mr. Steven Levine  
Congers, New York

Mr. Levine spoke regarding widening of Congers Road and was opposed to it.

Appearance: Mr. David Roy  
Congers, New York

Continued on Next Page

Mr. Roy spoke regarding widening of Congers Road and was opposed to it.

Appearance: Mr. Ray DeFalco  
Congers, New York

Mr. DeFalco spoke regarding widening of Congers Road and was opposed to it.

Appearance: Mr. Bruce Broadley  
West Nyack, New York

Mr. Broadley spoke regarding the Clarkstown Gas Pump and the lack of control. He also spoke regarding widening of Congers Road and was opposed to it.

Appearance: Mr. Corey Fishkin  
Congers, New York

Mr. Fishkin spoke regarding widening of Congers Road and was opposed to it.

Appearance: Mr. Daniel Cea  
Congers, New York

Mr. Cea spoke regarding widening of Congers Road and was opposed to it. He also spoke regarding the Town Assessors use of the Town car assigned to him.

\*\*\*\*\*

RESOLUTION NO. (74-1991)

ACCEPTING MINUTES OF TOWN  
BOARD MEETING OF JANUARY  
14, 1992

Co. Maloney offered and Co. Mandia seconded

RESOLVED, that the minutes of the Town Board meeting of January 14, 1992, are hereby accepted as submitted by the Town Clerk.

On roll call the vote was as follows:

Councilman Dusanenko.....Yes  
Councilman Maloney.....Yes  
Councilman Mandia.....Yes  
Supervisor Holbrook.....Yes

\*\*\*\*\*

RESOLUTION NO. (75-1992)

AUTHORIZING SUPERVISOR TO  
ENTER INTO AGREEMENT WITH  
ROBERT GENESLAW CO. FOR  
PLANNING SERVICES - CHARGE  
TO ACCOUNT NO. B-8020-409

Co. Maloney offered and Co. Mandia seconded

RESOLVED, that the Supervisor is hereby authorized to enter into an agreement with Robert Geneslaw Co., to continue to provide planning consultant services to the Town of Clarkstown, for the period from January 1, 1992 to December 31, 1992, in a form approved by the Town Attorney, and be it

FURTHER RESOLVED, that the compensation of Robert Geneslaw Co. shall remain at \$7,615.00 per month, and be it

Continued on Next Page

RESOLUTION NO. (75-1992) Continued

FURTHER RESOLVED, that the total compenation of Robert Geneslaw Co. shall be \$91,380.00 for the year 1992, which shall be charged to Account No. B 8020-409.

On roll call the vote was as follows:

Councilman Dusanenko.....Yes  
Councilman Maloney.....Yes  
Councilman Mandia.....Yes  
Supervisor Holbrook.....Yes

\*\*\*\*\*

RESOLUTION NO. (76-1992)

AUTHORIZING KARL KIRCHNER  
TO PREPARE PRELIMINARY  
APPRAISAL ON NORTHGATE  
PROPERTIES LIMITED  
PARTNERSHIP (MAP 120, BLOCK  
H, LOTS 20.1 AND 12.1)

Co. Maloney offered and Co. Dusanenko seconded

WHEREAS, Northgate Properties Limited Partnership has commenced tax certiorari proceedings against the Town of Clarkstown affecting parcel designated as Map 120, Block H, Lots 20.1 and 12.1 for the year 1991/92, and

WHEREAS, it is desirable to have a preliminary appraisal prepared for the purpose of negotiating and/or trying the aforesaid matter,

NOW, THEREFORE, be it

RESOLVED, that Karl A. Kirchner be retained for the purpose of preparing such preliminary appraisal at a fee not to exceed \$1,500.00.

On roll call the vote was as follows:

Councilman Dusanenko.....Yes  
Councilman Maloney.....Yes  
Councilman Mandia.....Yes  
Supervisor Holbrook.....Yes

\*\*\*\*\*

RESOLUTION NO. (77-1992)

AUTHORIZING SETTLEMENT OF  
SMALL CLAIMS PROCEEDING  
(BUONAIUTO)

Co. Maloney offered and Co. Dusanenko seconded

WHEREAS, a Small Claims Proceeding was commenced entitled ANTHONY and VALERIE BUONAIUTO v. ASSESSOR OF THE TOWN OF CLARKSTOWN, Index No. 5240/91 affecting parcel designated as Map 40, Block A, Lot 60.12 for the year 1991/92, and

WHEREAS, the attorney for the petitioners has proposed to settle the proceeding and discontinue with prejudice and without costs, on the following terms and conditions:

1. That the premises owned by the petitioners described on the assessment roll as Map 40, Block A, Lot 60.12 be reduced for the year 1991/92 from \$210,600.00 to \$180,000.00;

Continued on Next Page

RESOLUTION NO. (77-1992) Continued

2. That reimbursement for the year 1991/92 on the parcel described as Map 40, Block A, Lot 60.12 be made within 90 days through the Office of the Commissioner of Finance. If payment is made within 90 days, no interest will be charged, and

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

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

NOW, THEREFORE, be it

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

On roll call the vote was as follows:

Councilman Dusanenko.....Yes  
Councilman Maloney.....Yes  
Councilman Mandia.....Yes  
Supervisor Holbrook.....Yes

\*\*\*\*\*

RESOLUTION NO. (78-1992)

SETTING PUBLIC HEARING FOR  
EXTENSION OF CLARKSTOWN  
CONSOLIDATED WATER SUPPLY  
DISTRICT NO. 1 TO INCLUDE  
TRALEE ESTATES

Co. Mandia offered and Co. Dusanenko seconded

WHEREAS, a written Petition dated November 20, 1992 in due form and containing the required signatures has been presented to and filed with the Town Board of the Town of Clarkstown, Rockland County, New York for the Extension of the Clarkstown Consolidated Water Supply District No. 1 in the said Town, to be bounded and described as follows:

(INSERT DESCRIPTION)

NOW, THEREFORE, be it

ORDERED, that a meeting of the Town Board of the said Town of Clarkstown, 10 Maple Avenue, New City, Rockland County, New York, in said Town of Clarkstown, on the 25th day of February, 1992, at 8:30 P.M. ES time to consider the said petition and to hear all persons interested in the subject thereof, concerning the same and for such other actions as may be required by law or proper in the premises.

On roll call the vote was as follows:

Councilman Dusanenko.....Yes  
Councilman Maloney.....Yes  
Councilman Mandia.....Yes  
Supervisor Holbrook.....Yes

\*\*\*\*\*

RESOLUTION NO. (79-1992)

AUTHORIZING SPRING VALLEY  
WATER COMPANY TO INSTALL  
FIRE HYDRANTS (EAST SIDE OF  
ROUTE 9W NORTH OF HYDRANT  
#26-188)

Co. Maloney offered and Co. Mandia seconded

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  
locations:

- X-9116 East side Route 9W approximately 640 feet north  
of existing Hydrant #26-188
- X-9117 East side Route 9W approximately 1,240 feet north  
of existing Hydrant #26-188
- X-9118 East side Route 9W approximately 1,740 feet north  
of existing Hydrant #26-188

Investigation No.: 10822

and be it

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

On roll call the vote was as follows:

Councilman Dusanenko.....Yes  
Councilman Maloney.....Yes  
Councilman Mandia.....Yes  
Supervisor Holbrook.....Yes

\*\*\*\*\*

RESOLUTION NO. (80-1992)

AUTHORIZING SUPERINTENDENT  
OF HIGHWAYS TO INSTALL "NO  
PARKING ANYTIME" SIGNS WEST  
SIDE NORTH HARRISON AVENUE,  
CONGERS BEGINNING AT  
INTERSECTION OF LAKE ROAD  
AND ENDING AT INTERSECTION  
OF ENDICOTT STREET AND  
RESCINDING ALL PREVIOUS  
PARKING REGULATIONS FOR  
THIS SECTION

Co. Maloney offered and Co. Dusanenko seconded

RESOLVED, John F. Mauro, Superintendent of Highways is  
hereby authorized to install "No Parking Anytime" signs (N.Y.S. Sign  
Number P1-1) on the west side of North Harrison Avenue, Congers,  
beginning at the intersection of Lake Road and ending at the  
intersection of Endicott Street, Congers, and be it

FURTHER RESOLVED, any and all parking regulations  
previously in place for this section of North Harrison Avenue,  
Congers are herein rescinded and signs removed.

On roll call the vote was as follows:

Councilman Dusanenko.....Yes  
Councilman Maloney.....Yes  
Councilman Mandia.....Yes  
Supervisor Holbrook.....Yes

\*\*\*\*\*

RESOLUTION NO. (81-1992)

ACCEPTING PROPOSAL FROM  
ORANGE AND ROCKLAND  
UTILITIES FOR STREET  
LIGHTING AT PARKER NANUET  
SUBDIVISION IN NANUET

Co. Maloney offered and Co. Mandia seconded

RESOLVED, that based upon the recommendation of Utility Services Coordinator Patricia A. Betz, the Town Board hereby accepts the proposal dated January 9, 1992, from Orange and Rockland Utilities for street lighting at Parker-Nanuet Subdivision in Nanuet.

On roll call the vote was as follows:

Councilman Dusanenko.....Yes  
Councilman Maloney.....Yes  
Councilman Mandia.....Yes  
Supervisor Holbrook.....Yes

\*\*\*\*\*

RESOLUTION NO. (82-1992)

RESCINDING RESOLUTION NO.  
186-1991 AND IMPLEMENTING  
PAVEMENT MARKINGS FOR  
INTERSECTION OF CRUSHER  
ROAD AT SNAKE HILL ROAD

Co. Maloney offered and Co. Mandia seconded

RESOLVED, that based upon the recommendations of Howard L. Lampert, Traffic & Highway Engineering Consultant dated April 1, 1991 and April 29, 1991, Resolution Number 186-1991 is hereby rescinded, and

NOW, THEREFORE, be it

FURTHER RESOLVED, that pavement markings for the intersection of Crusher Road at Snake Hill Road as recommended by Howard L. Lampert, Traffic & Highway Engineering Consultant as Plan A "Proposed Channelization" report dated April 29, 1991, be implemented by John F. Mauro, Superintendent of Highways.

On roll call the vote was as follows:

Councilman Dusanenko.....Yes  
Councilman Maloney.....Yes  
Councilman Mandia.....Yes  
Supervisor Holbrook.....Yes

\*\*\*\*\*

RESOLUTION NO. (83-1992)

CORRECTING RESOLUTION NO.  
57-1992 AND AUTHORIZING  
DIRECTOR OF PURCHASING TO  
ADVERTISE FOR BIDS FOR BID  
#11-1992 - SALE OF SURPLUS  
VEHICLES

Co. Dusanenko offered and Supv. Holbrook seconded

RESOLVED, that Town Board resolution #57-1992 is hereby corrected to read

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

Continued on Next Page

RESOLUTION NO. (83-1992) Continued

BID #11-1992  
SALES OF SURPLUS VEHICLES

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, February 14, 1992 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.

On roll call the vote was as follows:

Councilman Dusanenko.....Yes  
Councilman Maloney.....Yes  
Councilman Mandia.....Yes  
Supervisor Holbrook.....Yes

\*\*\*\*\*

RESOLUTION NO. (84-1992)

AUTHORIZING DIRECTOR OF  
PURCHASING TO ADVERTISE FOR  
BIDS FOR BID #14-1992 -  
FIRST AID SUPPLIES

Co. Dusanenko offered and Supv. Holbrook seconded

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

BID #14-1992  
FIRST AID SUPPLIES

bids to be returnable to the Office of the Director of Purchasing, 10 Maple Avenue, New City, New York by 11:00 A.M. on Thursday, February 27, 1992 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.

On roll call the vote was as follows:

Councilman Dusanenko.....Yes  
Councilman Maloney.....Yes  
Councilman Mandia.....Yes  
Supervisor Holbrook.....Yes

\*\*\*\*\*

RESOLUTION NO. (85-1992)

AUTHORIZING DIRECTOR OF  
PURCHASING TO ADVERTISE FOR  
BIDS FOR BID #15-1992 -  
STORAGE & DELIVERY OF TOWN  
VOTING MACHINES

Co. Dusanenko offered and Supv. Holbrook seconded

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

Continued on Next Page

RESOLUTION NO. (85-1992) Continued

BID #15-1992  
STORAGE AND DELIVERY OF TOWN VOTING MACHINES

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, February 21, 1992 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.

On roll call the vote was as follows:

Councilman Dusanenko.....Yes  
Councilman Maloney.....Yes  
Councilman Mandia.....Yes  
Supervisor Holbrook.....Yes

\*\*\*\*\*

RESOLUTION NO. (86-1992)

AUTHORIZING DIRECTOR OF  
PURCHASING TO ADVERTISE FOR  
BIDS FOR BID #16-1992 -  
DRIVEWAY FOR ARC PROPERTY

Co. Dusanenko offered and Supv. Holbrook seconded

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

BID #16-1992  
DRIVEWAY FOR ARC PROPERTY  
HARRISON AVE., CONGERS, N.Y.

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, March 3, 1992 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.

On roll call the vote was as follows:

Councilman Dusanenko.....Yes  
Councilman Maloney.....Yes  
Councilman Mandia.....Yes  
Supervisor Holbrook.....Yes

\*\*\*\*\*

RESOLUTION NO. (87-1992)

AUTHORIZING DIRECTOR OF  
PURCHASING TO ADVERTISE FOR  
BIDS FOR BID #17-1992 -  
ELECTRONIC PHOTOGRAPHY  
EQUIPMENT FOR CLARKSTOWN

Co. Dusanenko offered and Supv. Holbrook seconded

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

BID #17-1992  
ELECTRONIC PHOTOGRAPHY EQUIPMENT  
FOR CLARKSTOWN

Continued on Next Page

RESOLUTION NO. (87-1992) Continued

bids to be returnable to the Office of the Director of Purchasing, 10 Maple Avenue, New City, New York by 11:00 A.M. on Wednesday, March 4, 1992 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.

On roll call the vote was as follows:

Councilman Dusanenko.....Yes  
Councilman Maloney.....Yes  
Councilman Mandia.....Yes  
Supervisor Holbrook.....Yes

\*\*\*\*\*

RESOLUTION NO. (88-1992) (FAILED)

TABLING AGENDA ITEM NO. 12A  
(PART-TIME SALARIES FOR  
RECREATION AND PARKS FOR  
1992)

Co. Dusanenko offered and Co. Mandia seconded

RESOLVED, that Agenda Item No. 12A (Part-Time Salaries for Recreation and Parks for 1992) is hereby TABLED.

On roll call the vote was as follows:

Councilman Dusanenko.....Yes  
Councilman Maloney.....No  
Councilman Mandia.....Yes  
Supervisor Holbrook.....No

\*\*\*\*\*

RESOLUTION NO. (89-1992)

CREATING POSITION OF  
REFRESHMENT STAND ATTENDANT  
II (SEASONAL) - PARKS BOARD  
AND RECREATION COMMISSION

Co. Mandia offered and Co. Maloney seconded

WHEREAS, the Rockland County Personnel Office has certified on January 9, 1992 that the position of Refreshment Stand Attendant II (Seasonal) can be created,

NOW, THEREFORE, be it

RESOLVED, that the position of Refreshment Stand Attendant II (Seasonal) - Parks Board and Recreation Commission - is hereby created - effective January 29, 1992.

On roll call the vote was as follows:

Councilman Dusanenko.....Yes  
Councilman Maloney.....Yes  
Councilman Mandia.....Yes  
Supervisor Holbrook.....Yes

\*\*\*\*\*

RESOLUTION NO. (90-1992)

ACCEPTING RESIGNATION (BY  
RETIREMENT) OF SECRETARIAL  
ASSISTANT II - SUPERVISOR'S  
OFFICE (MARIE MOLINARE)

RESOLUTION NO. (90-1992) Continued

Co. Mandia offered and Co. Maloney seconded

RESOLVED, that the resignation (by retirement) of Marie Molinare, R.R. #2, Box 198, Lakeview Drive, Tomkins Cove, New York - Secretarial Assistant II - Supervisor's Office - is hereby accepted - with regret - effective February 1, 1992.

On roll call the vote was as follows:

- Councilman Dusanenko.....Yes
- Councilman Maloney.....Yes
- Councilman Mandia.....Yes
- Supervisor Holbrook.....Yes

Supervisor Holbrook noted that Marie Molinare has served the Town of Clarkstown for the past twenty-two years. She has been a wonderful person, a friend and well respected by the staff of Town Hall. She is the quintessential public servant and carried out her duties with quiet dignity with the best interests not only of the office but of the public as well. He said she will be missed and he wished her and her family well on her retirement.

Councilman Dusanenko said Marie will be a loss to the Town because aside from all the personal qualities and attributes the Supervisor mentioned she never complained; she would stay late; and she will be a loss to the Town but especially to the Supervisor's office because it will be difficult to find someone of her qualities to replace her. He said he also wishes her God speed for a long and healthy retirement.

\*\*\*\*\*

RESOLUTION NO. (91-1992)

GRANTING EXTENSION OF SICK LEAVE OF ABSENCE TO BUS DRIVER - MINI TRANS DEPARTMENT (WILLEM MAXI)

Co. Mandia offered and Co. Maloney seconded

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., Willem Maxi, 18 Waldron Avenue, P.O. Box 645, Nyack, New York, Bus Driver - Mini Trans Department - is hereby granted an extension of his sick leave of absence - at one-half pay - effective and retroactive to January 24, 1992 to February 4, 1992.

On roll call the vote was as follows:

- Councilman Dusanenko.....Yes
- Councilman Maloney.....Yes
- Councilman Mandia.....Yes
- Supervisor Holbrook.....Yes

RESOLUTION NO. (92-1992)

APPOINTING TO POSITION OF (PERMANENT) FIRE SAFETY INSPECTOR - BUILDING DEPARTMENT (WILLIAM F. BOWLER)

Co. Mandia offered and Co. Maloney seconded

WHEREAS, the Rockland County Personnel Office has furnished Certification of Eligibles #91171 (Prom.) Fire Safety Inspector which contains the name of William F. Bowler,

NOW, THEREFORE, be it

Continued on Next Page

RESOLUTION NO. (92-1992) Continued

RESOLVED, that William F. Bowler, 13 Pigeon Hill Road, Nanuet, New York, is hereby appointed to the (permanent) position of Fire Safety Inspector - Building Department - at the current 1992 annual salary of \$44,303.00, effective January 29, 1992.

On roll call the vote was as follows:

Councilman Dusanenko.....Yes  
Councilman Maloney.....Yes  
Councilman Mandia.....Yes  
Supervisor Holbrook.....Yes

\*\*\*\*\*

RESOLUTION NO. (93-1992)

RECLASSIFYING POSITION OF  
YOUTH COUNSELOR I -  
COUNSELING CENTER TO  
COUNSELOR (MUNICIPAL  
COUNSELING SERVICES)

Co. Mandia offered and Co. Maloney seconded

WHEREAS, the Rockland County Personnel Office has certified on October 18, 1991 that the position of Youth Counselor I - Counseling Center - can be reclassified to the position of Counselor (Municipal Counseling Services)

NOW, THEREFORE, be it

RESOLVED, that the position of Youth Counselor I - Counseling Center - is hereby reclassified to the position of Counselor (Municipal Counseling Services) - effective February 3, 1992, and be it

FURTHER RESOLVED, that the grade for the position of Counselor (Municipal Counseling Services) is hereby established at a grade 24.

On roll call the vote was as follows:

Councilman Dusanenko.....Yes  
Councilman Maloney.....Yes  
Councilman Mandia.....Yes  
Supervisor Holbrook.....Yes

\*\*\*\*\*

RESOLUTION NO. (94-1992)

APPOINTING TO POSITION OF  
YOUTH COMMISSION MEMBER  
(STUDENT) (CHRIS WEINBERGER)

Co. Mandia offered and Co. Maloney seconded

RESOLVED, that Chris Weinberger, 20 Lake Drive, New City, New York, is hereby appointed to the position of Youth Commission Member (Student) - to serve without compensation - term effective January 29, 1992 and to expire on December 31, 1992.

On roll call the vote was as follows:

Councilman Dusanenko.....Yes  
Councilman Maloney.....Yes  
Councilman Mandia.....Yes  
Supervisor Holbrook.....Yes

\*\*\*\*\*

RESOLUTION NO. (95-1992)

AUTHORIZING PREPARATION OF  
TRIAL APPRAISAL ON  
NORTHGATE COMMONS  
CONDOMINIUM - MAP 141,  
BLOCK C, LOTS 1 THROUGH 26  
FOR 1988, 1989, 1990 AND  
1991 - (JAMES J. MOLINARO)

Co. Mandia offered and Co. Dusanenko seconded

WHEREAS, Northgate Commons Condominium has commenced tax certiorari proceedings against the Town of Clarkstown affecting parcels designated as Map 141, Block C, Lots 1 through 26 for the years 1988, 1989, 1990 and 1991, and

WHEREAS, it is desirable to have a trial appraisal prepared for the purpose of negotiating and/or trying the aforesaid matter.

NOW, THEREFORE, be it

RESOLVED, that James J. Molinaro be retained for the purpose of preparing such trial appraisal on two (2) style units at a fee not to exceed \$2,350.00. This fee does not include trial testimony.

On roll call the vote was as follows:

Councilman Dusanenko.....Yes  
Councilman Maloney.....Yes  
Councilman Mandia.....Yes  
Supervisor Holbrook.....Yes

\*\*\*\*\*

RESOLUTION NO. (96-1992)

WAIVING PERMIT FEES FOR  
GROUP HOME LOCATED AT 3  
MULLER COURT, NEW CITY

Co. Mandia offered and Supv. Holbrook seconded

WHEREAS, the Chief Fire Safety Inspector of the Town of Clarkstown has stated that a certain group home maintained by the Rockland Association for Retarded Citizens at 3 Muller Court, New City, New York is a multiple residence, and

WHEREAS, pursuant to the provisions of Section 143-11 of the Code of the Town of Clarkstown, an annual permit and fee is required for the maintenance of a multiple residence, and

WHEREAS, group homes constitute a single-family residence pursuant to decisions of the Courts of the State of New York

NOW, THEREFORE, be it

RESOLVED, that the Town Board of the Town of Clarkstown hereby waives any permit fees required pursuant to the provisions of Section 143-11 of the Code of the Town of Clarkstown in connection with the premises located at 3 Muller Court, New City, New York.

On roll call the vote was as follows:

Councilman Dusanenko.....Yes  
Councilman Maloney.....Abstain  
Councilman Mandia.....Yes  
Supervisor Holbrook.....Yes

\*\*\*\*\*

RESOLUTION NO. (97-1992)

AUTHORIZING SETTLEMENT OF  
CLAIM BY JOSEPH DONALDSON

Co. Mandia offered and Co. Maloney seconded

BE IT RESOLVED that, upon recommendation of the Deputy Town Attorney for labor matters, the Town Board hereby authorizes the settlement of a claim by Joseph Donaldson in the amount of \$1,585.00.

On roll call the vote was as follows:

Councilman Dusanenko.....Yes  
Councilman Maloney.....Yes  
Councilman Mandia.....Yes  
Supervisor Holbrook.....Yes

\*\*\*\*\*

At this time Councilwoman Smith arrived 9:27 P.M.

RESOLUTION NO. (98-1992)

AUTHORIZING TOWN ATTORNEY  
TO COMMENCE ARTICLE 78  
PROCEEDING AGAINST  
COMMISSIONER OF OFFICE OF  
MENTAL RETARDATION (GROUP  
HOME TENNYSON DRIVE, NANUET)

Co. Mandia offered and Supv. Holbrook seconded

WHEREAS, Elin M. Howe, Commissioner of the Office of Mental Retardation and Developmental Disabilities, has rendered a decision against the Town of Clarkstown in regard to the objections filed against the establishment of a group home at 111 Tennyson Drive, Nanuet, New York, and

WHEREAS, it appears to the Town Board of the Town of Clarkstown that the establishment of such group home would be detrimental to the health, safety and welfare of the Town of Clarkstown and cause an over saturation of group homes within the Town of Clarkstown and the area of the Town in question;

NOW, THEREFORE, be it

RESOLVED, that the Town Attorney of the Town of Clarkstown is hereby authorized and directed to commence an Article 78 proceeding against the Commissioner of the Office of Mental Retardation and Developmental Disabilities, for the purpose of reviewing and nullifying the findings by said Commissioner in regard to the establishment of a group home at 111 Tennyson Drive, Nanuet, New York.

On roll call there was discussion on this resolution among Town Board members.

On roll call the vote was as follows:

Councilman Dusanenko.....Yes  
Councilman Maloney.....No  
Councilman Mandia.....Yes  
Councilwoman Smith.....Yes  
Supervisor Holbrook.....Yes

\*\*\*\*\*

RESOLUTION NO. (99-1992)

AUTHORIZING SUPERVISOR TO  
ENTER INTO LEASE AGREEMENT  
WITH ROSLYN SCHULSON, D/B/A

TBM - 1/28/92  
Page 15

RESOLUTION NO. (99-1992) Continued

NEW CITY PROFESSIONAL  
OFFICES - CHARGE TO ACCOUNT  
NO. A 3260-401

Co. Maloney offered and Co. Maloney seconded

WHEREAS, the Police Department of the Town of Clarkstown needs office space, on a temporary basis, until the completion of the proposed Police and Court building, and

WHEREAS, it is proposed to rent office space from Roslyn Schulson, d/b/a New City Professional Offices, within the building located at 497 South Main Street, New City, New York, for the sum of \$900.00 per month, for a one year period commencing February 1, 1992 and terminating on January 31, 1993;

NOW, THEREFORE, be it

RESOLVED, that the Supervisor of the Town of Clarkstown is hereby authorized to enter into a lease with Roslyn Schulson, d/b/a New City Professional Offices, providing the aforesaid terms, in a form satisfactory to the Town Attorney, and be it

FURTHER RESOLVED, that the rent shall be charged to Account No. A 3260-401.

On roll call the vote was as follows:

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

\*\*\*\*\*

RESOLUTION NO. (100-1992)

GRANTING CERTIFICATES OF  
REGISTRATION TO  
ENVIRONMENTAL CONSTRUCTION -  
NO. 92-15, BRUCE H. SMITH  
CONTRACTING - NO. 92-16,  
EDWARD DeLEONARDIS  
EXCAVATING - 92-17, HICKS  
EXCAVATING CO., INC. - NO.  
92-18 AND PAUL DeSIMONE -  
NO. 92-20.

Co. Dusanenko offered and Co. Maloney seconded

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

ENVIRONMENTAL CONSTRUCTION  
73 Central Drive  
Stony Point, New York 10980

HICKS EXCAVATING CO., INC.  
Chester Ave.  
Congers, New York 10920

BRUCE H. SMITH CONTRACTING  
P.O. Box 563  
Stony Point, New York 10980

PAUL DeSIMONE  
35 Madison Avenue  
Garnerville, New York 10923

EDWARD DeLEONARDIS EXCAVATING  
519 Fulle Drive  
Valley Cottage, New York 10989

RESOLVED, that the following Certificates of Registration be issued:

Continued on Next Page

RESOLUTION NO. (100-1992) Continued

No. 92-15 ENVIRONMENTAL CONSTRUCTION  
No. 92-16 BRUCE H. SMITH CONTRACTING  
No. 92-17 EDWARD DeLEONARDIS EXCAVATING  
No. 92-18 HICKS EXCAVATING CO., INC.  
No. 92-20 PAUL DeSIMONE

On roll call the vote was as follows:

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

\*\*\*\*\*

RESOLUTION NO. (101-1992)

AWARDING BID FOR BID  
#52A-1992 - ASBESTOS  
REMOVAL/BUILDING DEMOLITION  
20 NORTH PASCACK ROAD,  
SPRING VALLEY (A.G.  
MAZZOCCHI, INC. AND  
ASBESTOS CONTROL SERVICES,  
INC.)

Co. Maloney offered and Supv. Holbrook seconded

RESOLVED, that

BID #52A-1991  
ASBESTOS REMOVAL/BUILDING DEMOLITION  
20 N. PASCACK ROAD, SPRING VALLEY, NY  
(TAX MAP 164-A-16.01)

is hereby awarded as follows:

Phase I - Asbestos Removal

Awarded to: A. G. MAZZOCCHI INC  
PO BOX 331  
32 WILLIAMS PARKWAY  
EAST HANOVER NJ 07936  
PRINCIPALS: ANTHONY G MAZZOCCHI SR  
NICHOLAS G MAZZOCCHI

as per their low bid proposal of \$5,700.00

and

Phase II - Building Demolition

Awarded to: ASBESTOS CONTROL SERVICES INC  
523 ROUTE 303  
ORANGEBURG NY 10962  
PRINCIPALS: MICHAEL R ADAMS  
DONALD WIDMAYER  
PETER M DOVE  
ROBERT VIVIANI  
CHRISTOPHER TRIMPLE

as per their low bid proposal of \$7,500.00.00, and be it

FURTHER RESOLVED, that awards are subject to the  
receipt of a performance bond for 100% of proposed project cost from

Continued on Next Page

RESOLUTION NO. (101-1992) Continued

each contractor and other post award/prework submittals as outlined in the bid specifications (as applicable).

On roll call the vote was as follows:

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

\*\*\*\*\*

RESOLUTION NO. (102-1992)(FAILED)

REQUESTING ROCKLAND COUNTY  
SUPERINTENDENT OF HIGHWAYS  
TO CHANGE PLANS CONCERNING  
CONGERS ROAD, OLD  
HAVERSTRAW ROAD AND KINGS  
HIGHWAY

Supv. Holbrook offered and Co. Mandia seconded

WHEREAS, the Rockland County Superintendent of Highways has proposed realigning Kings Highway and Old Haverstraw Road at the intersection of Lake Road, and Widening Congers Road from the "Causeway" to Kings Highway, and

WHEREAS, the proposed realignment would affect the busy shopping center at the northeast corner of that intersection by sharply reducing the number of parking spaces for shoppers, and the alternative plan for realignment would adversely affect the historic house at the southwest corner of that intersection, and

WHEREAS, the proposed widening of Congers Road would adapt the road for increased traffic speed at a point directly east of Congers Elementary School and adjacent to a nursery school and daycare center, and the widening would require the removal of many trees--some in excess of 100 years old--which presently line the entranceway to the hamlet of Congers,

NOW, THEREFORE, be it

RESOLVED, that the Rockland County Superintendent of Highways is hereby requested to abandon plans for realigning Kings Highway and Old Haverstraw Road, and for widening Congers Road in Congers beyond 24 feet in width, and be it

FURTHER RESOLVED, that the Rockland County Superintendent of Highways is hereby requested to rectify the sight-distance problem from Pine, Chauncy, and Garrett Avenues onto Congers Road in such a way that will preserve trees and not require significant widening of Congers Road.

There was extensive discussion on this proposed road widening among the Town Board members.

On roll call the vote was as follows:

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

\*\*\*\*\*

TBM - 1/28/92  
Page 18

There being no further business to come before the Town Board and no one further wishing to be heard, on motion of Councilman Maloney, seconded by Councilwoman Smith and unanimously adopted, the Town Board Meeting was declared closed, time: 9:53 P.M.

Respectfully submitted,



**PATRICIA SHERIDAN,**  
Town Clerk