

TOWN OF CLARKSTOWN  
TOWN BOARD MEETING

Town Hall

4/27/93

8:00 P.M.

Present: Supervisor Holbrook  
Council Members Dusanenko, Maloney, Mandia  
Councilwoman Smith absent  
Murray N. Jacobson, Town Attorney  
Patricia Sheridan, Town Clerk

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

Supervisor presented a proclamation:

"OLDER AMERICAN'S MONTH  
May, 1993

WHEREAS, the Town of Clarkstown is privileged to number among its residents over seven thousand older Americans, a group which has proven to be vital to the growth and prosperity of our community, and

WHEREAS, these citizens can be considered a great asset to the Town of Clarkstown, and

WHEREAS, these men and women provide humor, zest and the wisdom of their years to enrich all our daily lives, and

WHEREAS, our indebtedness to our older Americans is impossible to repay, and the Clarkstown Town Board is cognizant of the inherent socioeconomic problems of our older Americans and will continue to pursue new and innovative ways to help alleviate these burdens, and through our older American groups, will solidify our social bond between ourselves and our elderly persons, and

WHEREAS, we now wish to reaffirm the affection, concern and profound respect we feel for this group of individuals;

NOW, THEREFORE, be it

RESOLVED, that I, Charles E. Holbrook, Supervisor of the Town of Clarkstown, on this 27th day of April, 1993, do hereby proclaim the month of MAY as "OLDER AMERICANS' MONTH" in the Town of Clarkstown and urge all our residents to join with us in recognizing all our older Americans in an appropriate fashion.

IN WITNESS WHEREOF I HEREUNTO  
SET MY HAND AND CAUSE THE SEAL  
OF THE TOWN OF CLARKSTOWN TO BE  
AFFIXED THIS 27TH DAY OF APRIL,  
1993

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

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

Theodore R. Dusanenko  
Theodore R. Dusanenko, Councilman

Ralph F. Mandia  
Ralph F. Mandia, Councilman

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TBM - 4/27/03

Page 2

Supervisor stated that he had a series of proclamations which he would present to Chuck Connington after signature.

Councilman Dusanenko noted the passing of Jerry Trachtenberg, a distinguished senior citizen. He said even though he was not of my political faith he was a gentleman who served all and for what he did for the fire companies and what he did for the Legal Aid Society and for other people he would like, at the end of this meeting, to make a proclamation and adjourn this meeting in his memory.

Councilman Maloney said the senior citizens are putting on their show this Saturday night. He said it looks like it is going to be another good show. He invited all to Clarkstown South High School Saturday at 8:00 P.M. and see what those seniors can do.

Supervisor declared the public portion of the meeting open.

Appearance: Mr. Jack Cuff  
West Nyack, New York

Mr. Cuff spoke regarding bulk pick-up and yard waste; Veterans' assistance; and mosquito control in Nanuet.

Appearance: Mr. Michael Van Weis  
36 Sharon Drive  
New City, New York

Mr. Weis spoke regarding yard waste pick-up and removal schedule. He also read a letter into the record which is on file in the Town Clerk's office.

Appearance: Ms. Diane Pasantonio

She read a letter from Camp Venture regarding the Standing Association for the Blind and the Handicapped with regard to a proposed ice skating rink.

Appearance: Ms. Barbara Dardzinski

Ms. Dardzinski read a letter from the Director of the Rockland County Girl Scout Council regarding the proposed ice skating rink.

Appearance: Mr. Orin Goetz

Mr. Goetz spoke regarding transportation problems and in particular New Jersey Transit; street lighting; and the proposed ice skating rink.

Appearance: Mr. Adolph Salaun  
Congers, New York

Mr. Salaun spoke regarding the duties of code enforcer.

Appearance: Mr. Ted Dusanenko, Sr.  
New City, New York

Mr. Dusanenko spoke regarding the closing of the Grand Union Super Market; and TKR coverage of the Town Board Meetings.

Continued on Next Page

TBM - 4/27/93  
Page 3

Appearance: Ms. Marie Rouchard  
Congers, New York

Ms. Rouchard spoke in opposition to the proposed ice skating rink unless Town owned from the beginning.

Appearance: Mr. Jim Palughf, President  
Rockland County Skating Association

Mr. Palughf spoke read a letter which was representative of some he had received from various groups interested in an ice rink.

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RESOLUTION No. (256-1993) ACCEPTING MINUTES OF  
TOWN BOARD MEETING OF  
APRIL 13, 1993

Co. Dusanenko offered and Co. Maloney seconded

RESOLVED, that the minutes of the Town Board Meeting of April 13, 1993, 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

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RESOLUTION NO. (257-1993) APPROPRIATING FUNDS TO  
VETERAN ORGANIZATIONS

Co. Dusanenko offered and Co. Mandia seconded

WHEREAS, certain veteran organizations have requested monetary assistance from the Town, to defray rent costs, provide funds for parades, memorial services and other activities;

NOW, THEREFORE, be it

RESOLVED, that in accordance with Section 64(13) of the Town Law, the Town Board hereby appropriates the annual sum of \$750.00 (\$500.00 for leasing or rental and maintenance of meeting facility and \$250.00 for patriotic observance) to each of the following veteran organizations:

Wm. E. DeBevoise, Jr. - American Legion	Post 1682
Lt. Walter Lipman-M/Sgt. Max Erlanger JWV	Post 756
Clarkstown Memorial VFW	Post 851
Lt. Raymond B. Jauss VFW	Post 2607
New City Memorial VFW	Post 8749
West Nyack Memorial	Post 126

and be it

FURTHER RESOLVED, that claims for such sum shall be made annually by the organizations and submitted to the Town Board for audit and disbursement, and be it

Continued on Next Page

TBM - 4/27/93  
Page 4

RESOLUTION NO. (257-1993) Continued

FURTHER RESOLVED, that said funds will be charged against Account No. A 6510-401.

On roll call the vote was as follows:

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

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RESOLUTION NO. (258-1993)

AUTHORIZING SETTLEMENT OF CERTIORARI (BARON)

Co. Maloney offered and Co. Mandia seconded

WHEREAS, tax certiorari proceedings were commenced in Supreme Court, State of New York, County of Rockland entitled, Harry Baron and Jonna Baron v. Board of Assessment Review and Assessor of the Town of Clarkstown, Index No. 4619/92 for the year 1992/93, 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 22, Block A, Lot 21.5 be reduced for the year 1992/93 from \$505,000 to \$455,600;
2. That reimbursement for the year 1992/93 be made through the Office of the Commissioner of Finance.
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

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RESOLUTION NO. (259-1993)

AMENDING RESOLUTION NO. 1-1993 SCHEDULING TOWN BOARD WORKSHOPS AND MEETINGS

Continued on Next Page

TBM - 4/27/93  
Page 5

RESOLUTION NO. (259-1993) Continued

Co. Maloney offered and Co. Dusanenko seconded

RESOLVED, that Resolution No. 1, adopted by the Town Board on January 4, 1993, is hereby amended by changing the scheduled Town Board Workshop of June 21, 1993 to June 14, 1993.

On roll call the vote was as follows:

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

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RESOLUTION NO. (260-1993)

REFERRING PETITION FOR  
ZONE CHANGE R-10, MF-2  
AND PO TO MF-3  
(NORMANDY VILLAGE CO.)

Co. Maloney offered and Co. Dusanenko seconded

WHEREAS, NORMANDY VILLAGE CO. has petitioned the Town Board of the Town of Clarkstown requesting that the Zoning Ordinance of the Town be amended by redistricting property owned by the petitioner, from R-10, MF-2 and PO Districts to an MF-3 District, and

WHEREAS, said property is designated on the Clarkstown Tax Map as Map 13, Block A, Lots 7, 8, 9, 13, 14, 15 and 20.02, and Map 13, Block E, Lots 13.2 and 14;

NOW, THEREFORE, be it

RESOLVED, that the petition is hereby referred to the Clarkstown Planning Board for report pursuant to Section 106-32 of the Zoning Ordinance of the Town of Clarkstown and to the Rockland County Commissioner of Planning and the other municipalities and governmental bodies as required by Sections 239-1 and 239-m of the General Municipal Law and other applicable provisions of law, and be it

FURTHER RESOLVED, that a public hearing pursuant to Sections 264 and 265 of the Town Law be held at the Auditorium of the Town Hall of the Town of Clarkstown, at 10 Maple Avenue, New City, Rockland County, New York, in the Town of Clarkstown, on May 25, 1993, at 8:45 P.M., relative to the proposed amendment, and be it

FURTHER RESOLVED, for the purposes of the New York State Environmental Quality Review Act (SEORA), the Town Board determines that it shall act as lead agency and Robert Geneslaw, Planning Consultant, is hereby authorized and directed to act as agent for the Town Board with respect to SEQRA review, and be it

FURTHER RESOLVED, that the Town Attorney prepare notice of such statutory hearing and that the Town Clerk cause the same to be published in the official newspaper of the Town as aforesaid and file proof thereof in the Office of the Town Clerk.

On roll call the vote was as follows:

Continued on Next Page

TBM - 4/27/93  
Page 6

RESOLUTION NO. (260-1993) Continued

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

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RESOLUTION NO. (261-1993)

SETTING PUBLIC HEARING  
RE: ZONE CHANGE FROM  
R-22 TO R-15 (G.E.M.  
PARTNERSHIP)

Co. Maloney offered and Co. Dusanenko seconded

WHEREAS, G.E.M. PARTNERSHIP has petitioned the Town Board of the Town of Clarkstown requesting that the Zoning Ordinance of the Town be amended by redistricting property owned by the petitioner, from an R-22 District to an R-15 District, and

WHEREAS, said property is designated on the Clarkstown Tax Map as Map 123, Block A, Lot 17.01;

NOW, THEREFORE, be it

RESOLVED, that a public hearing pursuant to Sections 264 and 265 of the Town Law be held at the Auditorium of the Town Hall of the Town of Clarkstown, at 10 Maple Avenue, New City, Rockland County, New York, in the Town of Clarkstown, on May 25, 1993, at 8:55 P.M., relative to the proposed amendment, and be it

FURTHER RESOLVED, that the Town Attorney prepare notice of such statutory hearing and that the Town Clerk cause the same to be published in the official newspaper of the Town as aforesaid and file proof thereof in the Office of the Town Clerk.

On roll call the vote was as follows:

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

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RESOLUTION NO. (262-1993)

AUTHORIZING KARL  
KIRCHNER TO PREPARE  
TRIAL APPRAISAL  
(NEWBANY CORPORATION)

Co. Maloney offered and Co. Mandia seconded

WHEREAS, Newbany Corporation has commenced tax certiorari proceedings against the Town of Clarkstown affecting parcel designated as Map 5, Block B, Lot 1.2 for the years 1991/92 and 1992/93, and

WHEREAS, it is desirable to have a trial appraisal prepared for the purpose of trying the aforesaid matter;

NOW, THEREFORE, be it

RESOLVED, that Karl Kirchner be retained for the purpose of preparing such trial appraisal at a fee not to exceed \$5,000.00.

Continued on Next Page

TBM - 4/27/93  
Page 7

RESOLUTION NO. (262-1993) Continued

On roll call the vote was as follows:

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

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RESOLUTION NO. (263-1993)

AUTHORIZING REFUND ON  
GARBAGE STICKERS  
(DENIS DOOHAN AND  
CORINE OWEN)

Co. Dusanenko offered and Co. Maloney seconded

RESOLVED, that the Town Board hereby authorizes a refund of \$144.00 to Denis Doohan and Corine Owen, 173-A Quaspeck Boulevard, Valley Cottage, New York, with respect to excess stickers for garbage cans, and be it

FURTHER RESOLVED, that such refund shall be charged to Account No. SR 16-1-1080.

On roll call the vote was as follows:

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

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RESOLUTION NO. (264-1993)

AUTHORIZING DIRECTOR  
OF PURCHASING TO  
STANDARDIZE FUTURE  
PURCHASE OF  
SUBMERSIBLE PUMPS

Co. Mandia offered and Co. Dusanenko seconded

WHEREAS, the Town of Clarkstown Sewer Department presently maintains twenty sewer system pumping stations which have been duly acquired by public bidding, and

WHEREAS, two of the existing pumping stations are serviced by submersible pumps, nine by air-ejector type pumps, and nine are dry pit stations, and

WHEREAS, the pumping stations referred to herein were built by various contractors and employ a wide variety of equipment resulting in inefficiency in the stocking of repair parts, obtaining same from vendors, and resulting delays in making repairs to inoperable pump stations thereby increasing the potential liability for damages caused by malfunctioning pump stations and also increasing the risk of damage to the public health and the environment, and

WHEREAS, the Department of Environmental Control has proposed that nine existing air-injector stations, and a new pump station to be planned for the vicinity of Barmore Hill, Valley Cottage, be equipped with submersible pumps of the same type in use at an existing pumping station located on Route 303 in Valley Cottage, which has proved reliable and efficient, and

Continued on Next Page

TBM - 4/27/93  
Page 8

RESOLUTION NO. (264-1993) Continued

WHEREAS, as the result in difficulties in stocking repair parts and finding persons qualified to make repairs to pumping stations which fail during peak flow periods, the Department of Environmental Control has recommended that the Town Board adopt a resolution pursuant to General Municipal Law §103(5) to standardize on the use of "Paco" brand submersible pumps in the Town of Clarkstown pumping stations;

NOW, THEREFORE, be it

RESOLVED, that the Town Board of the Town of Clarkstown hereby finds, pursuant to General Municipal Law §103(5), that for reasons of efficiency and economy there is need for the standardization to the Paco submersible pump for use in the existing and planned sewer system pumping stations in the Town of Clarkstown due to the following facts and circumstances:

1. The Town will save money by reducing inventory for backup pumps in the existing stations using submersible pumps and also maintaining the same inventory for future pumping stations.
2. The stocking of repair and replacement submersible pumps will result in quicker turnaround and repair of pump station failures and thereby reducing liability to the Town for sewerage overflows and backups.
3. The Town will save money in the training of Town employees in the repair and installation of submersible pumps.
4. Standardization will improve overall maintenance procedures and reduce overhead costs.
5. The environment and public health will be better protected by quicker repairs to failed pumping stations.

and be it

FURTHER RESOLVED, that the Director of Purchasing of the Town of Clarkstown is hereby authorized and directed to standardize future purchases of submersible pumps and related equipment for use in the Town of Clarkstown Sewer Department to the "Paco" brand.

On roll call the vote was as follows:

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

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RESOLUTION NO. (265-1993)

ACCEPTING DEED FOR  
ROAD WIDENING (TKR  
CABLE)

Co. Maloney offered and Supv. Holbrook seconded

WHEREAS, as a condition to the approval of the final Site Plan for TKR, the Planning Board of the Town of

Continued on Next Page

TBM - 4/27/93  
Page 9

RESOLUTION NO. (265-1993) Continued

Clarkstown requested a deed for road widening purposes along West Nyack Road, West Nyack, New York;

NOW, THEREFORE, be it

RESOLVED, that upon the recommendation of the Director of the Department of Environmental Control of the Town of Clarkstown, deed dated February 12, 1993, from TKR Cable Company to the Town of Clarkstown gratuitously conveying a strip of land along West Nyack Road, West Nyack, New York, is hereby accepted and ordered recorded in the Rockland County Clerk's Office.

Before roll call Councilman Dusanenko asked if they were going to widen it or just give the deeds to the Town? It was ascertained that they are going to widen the road.

On roll call the vote was as follows:

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

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RESOLUTION NO. (266-1993)

TRANSFERRING FUNDS  
(BICENTENNIAL CAPSULE  
AT GERMONDS PARK)

Co. Maloney offered and Co. Dusanenko seconded

WHEREAS, the Town of Clarkstown has accepted a bid from Jewish Memorials of Rockland, Inc. for a plaque to be installed at the site of the BiCentennial Capsule at Germonds Park, West Nyack, NY for \$820.00,

NOW, THEREFORE, be it

RESOLVED, to amend Town Board Resolution No. 233 dated April 13, 1993 to decrease Contingency Account No. A 1990 505 and increase Appropriation Account No. A 7550 409 (BiCentennial Fees for services) by \$270.00.

On roll call the vote was as follows:

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

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RESOLUTION NO. (267-1993)

AUTHORIZING TRANSFER  
OF FUNDS FOR  
IMPROVEMENTS TO KINGS  
PARK

Co. Maloney offered and Co. Dusanenko seconded

WHEREAS, the Superintendent of Recreation and Parks is recommending that an additional amount of \$17,000.00 be added to Bid #59-1992 to do the necessary improvements at Kings Park,

NOW, THEREFORE, be it

Continued on Next Page

TBM - 4/27/93  
Page 10

RESOLUTION NO. (267-1993) Continued

RESOLVED, that the Town Comptroller is hereby authorized to transfer the sum of \$17,0000.00 from the Money in Lieu of Land Account to the Parklands and Improvements Account, to pay for the necessary improvements at Kings Park.

On roll call the vote was as follows:

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

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RESOLUTION NO. (268-1993)

INCREASING ACCOUNTS TO  
PAY FOR EXTENSION OF  
SEWERS IN BARMORE HILL  
AREA SEWER SYSTEM

Co. Maloney offered and Co. Dusanenko seconded

WHEREAS, Roy F. Weston of New York, Inc. is to provide the necessary services for the extension of sewers in the Barmore Hill area sewer system,

NOW, THEREFORE, be it

RESOLVED, to amend Town Board Resolution No. 85 dated February 9, 1993 to increase Estimated Revenue Account No. B 02 14 2999 0 (Unexpended Balance) and B 8110 424 (Sewer Dept. - Contractual Expenses) by \$67,250.00.

On roll call the vote was as follows:

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

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RESOLUTION NO. (269-1993)

TRANSFERRING FUNDS  
FROM ACCOUNT A 1990  
505 TO A 7140-409

Co. Maloney offered and Co. Dusanenko seconded

RESOLVED, that \$2,500.00 from Contingency Account No. A 1990-505 shall be transferred to A 7140-409 Fees for Services.

On roll call the vote was as follows:

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

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RESOLUTION NO. (270-1993)

AUTHORIZING ATTENDANCE  
AT CONFERENCE (EMILY  
FEINER)

Co. Maloney offered and Supv. Holbrook seconded

Continued on Next Page

TBM - 4/27/93  
Page 11

RESOLUTION NO. (270-1993) Continued

RESOLVED, Emily Feiner, CSW, Director Clarkstown Counseling Center attend "Three Dimensional View: Youth at Risk" conference on Thursday, April 29th, 1993 at Stony Point Conference Center. Registration Fee: \$25.00.

On roll call the vote was as follows:

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

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RESOLUTION NO. (271-1993)

AUTHORIZING ATTENDANCE  
AT SEMINAR FOR TAX  
COLLECTING OFFICERS  
(MARIE GERONIMO AND  
DOLORES DAUBITZ)

Co. Maloney offered and Supv. Holbrook seconded

RESOLVED, that Marie Geronimo, Receiver of Taxes and Dolores Daubitz, Deputy Tax Receiver, are hereby authorized to attend a Seminar for Tax Collecting Officers co-sponsored by the Association of Towns of the State of New York and New York State Association of Tax Receivers and Collectors on June 13th through June 16, 1993 at Roaring Brook Conference Center, Lake Luzerne, Warren County, New York, and be it

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

On roll call the vote was as follows:

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

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RESOLUTION NO. (272-1993)(FAILED)

AUTHORIZING ATTENDANCE  
AT HUDSON VALLEY CODE  
ENFORCEMENT OFFICIALS  
EDUCATION CONFERENCE  
(4 BUILDING DEPARTMENT  
PERSONNEL)

Co. Maloney offered and Supv. Holbrook seconded

RESOLVED, that four (4) Building Department personnel be authorized to attend day sessions of the Hudson Valley Code Enforcement Officials Education Conference to be held on May 3, 4, and 5, 1993 in Newburgh, New York, and be it

FURTHER RESOLVED, that all proper charges be charged against Appropriation Account No. A 1010-414.

On roll call the vote was as follows:

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

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TBM -4/27/93  
Page 12

RESOLUTION NO. (273-1993)

AUTHORIZING  
SUPERINTENDENT OF  
HIGHWAYS TO INSTALL  
SIGNS (LAKEVIEW ROAD,  
VALLEY COTTAGE)

Co. Dusanenko offered and Co. Maloney seconded

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

Town Speed Limit 30 MPH signs on the eastbound and westbound sides of Lake Road, after the curve at Belleville Drive, opposite the curve warning signs for traffic approaching the curve, Valley Cottage, NY,

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.

On roll call the vote was as follows:

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

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RESOLUTION NO. (274-1993)

AUTHORIZING  
SUPERINTENDENT OF  
HIGHWAYS TO INSTALL  
SIGNS (MARY LANE/LAKE  
ROAD, VALLEY COTTAGE)

Co. Dusanenko offered and Co. Maloney seconded

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

A school crosswalk (with reflectorized markings) at the east side of Mary Lane, where the sidewalk along Lake Road, Valley Cottage, switches from the north to the south side of the street. Also install School Crossing signs (W6-2C) in each direction and that School Child signs (W6-1C) be placed approximately 200 feet before the School Crossing signs. The school is the Liberty Elementary School, Valley Cottage.

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.

On roll call the vote was as follows:

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

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TBM - 4/27/93  
Page 13

RESOLUTION NO. (275-1993)

REJECTING SOLE BID FOR  
BID #24-1993 (SOFT  
DRINKS) AND  
READVERTISING FOR BIDS  
FOR BID #24A-1993  
(SOFT DRINKS)

Co. Maloney offered and Supv. Holbrook seconded

RESOLVED, that the sole proposal for

BID #24-1993  
SOFT DRINKS, ETAL

is hereby rejected, and be it

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

BID #24A-1993  
SOFT DRINKS FOR TOWN  
SUMMER REFRESHMENT STANDS

bids to be returnable to the Office of the Director of  
Purchasing, 10 Maple Avenue, New City, New York by 11:30 A. M.  
on May 10, 1993 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

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RESOLUTION NO. (276-1993)

AUTHORIZING  
ADVERTISING FOR BIDS  
FOR BID #33-1993 -  
MOSQUITO CONTROL  
PROGRAM

Co. Maloney offered and Supv. Holbrook seconded

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

BID #33-1993  
MOSQUITO CONTROL PROGRAM

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 May 19, 1993 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:

Continued on Next Page

TMB - 4/27/93  
Page 14

RESOLUTION NO. (276-1993) Continued

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

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RESOLUTION NO. (277-1993)                      AWARDING BID FOR BID  
#25-1993 - ICE CREAM  
FOR TOWN OPERATED  
REFRESHMENT STANDS  
(VMQ ICE CREAM  
DISTRIBUTORS)

Co. Maloney offered and Co. Mandia seconded

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

BID #25-1993  
ICE CREAM FOR TOWN  
OPERATED REFRESHMENT STANDS

is hereby awarded to:

VMQ ICE CREAM DISTRIBUTORS  
56 CRICKETOWN ROAD  
STONY POINT, NY 10980

as per their low bid proposal on file in the Purchasing  
Department.

On roll call the vote was as follows:

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

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RESOLUTION NO. (278-1993)                      AWARDING BID #22-1993  
- SECURITY GUARD  
SERVICES (ACCURATE  
PROTECTION CO.)

Co. Maloney offered and Co. Mandia seconded

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

BID #22-1993  
SECURITY GUARD SERVICES

is hereby awarded to

ACCURATE PROTECTION CO.  
D/B/A ACCURATE SECURITY CO.  
84 SO. LIBERTY DRIVE  
STONY POINT, NY 10980  
PRINCIPALS: JOHN A. SCHASSLER  
                  JOHN KEELEY  
                  JOHN A. SCHASSLER, JR.

Continued on Next Page

TBM - 4/27/93  
Page 15

RESOLUTION NO. (278-1993) Continued

as per their low bid proposal of \$8.24 per quard/per hour, and  
be it

FURTHER RESOLVED, that said award is subject to the receipt of a Certificate of General Liability Insurance, including errors and omissions coverage and evidence of Workers Compensation Insurance coverage as detailed in the bid specifications.

On roll call the vote was as follows:

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

\*\*\*\*\*

RESOLUTION NO. (279-1993)

AWARDING BID FOR BID  
#23-1993 - FOOD  
PROVISIONS (VARIOUS  
BIDDERS)

Co. Maloney offered and Co. Mandia seconded

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

BID #23-1993  
FOOD PROVISIONS

is hereby awarded to:

DICARLO DISTRIBUTORS INC.  
PO BOX 2365  
1630 N OCEAN AVE  
HOLTSVILLE NY 11742  
PRINCIPALS: VINCENT DICARLO  
JOHN DICARLO  
MICHAEL DICARLO

COUNTRY COFFEE CO  
12B DEXTER PLACE  
PEARL RIVER NY 10965  
PRINCIPALS: JULIET CARECCIA  
WILLIAM CARECCIA

COOKIES UNITED COMMISSARY INC  
50 MERCEDES WAY  
BRENTWOOD NY 11717  
PRINCIPAL: NEIL B. LUKOW

CHARLES FREIHOFFER BAKING  
99 WEST NYACK ROAD  
NANUET NY 10954  
PRINCIPAL: PUBLIC CORPORATION

SCHAFFER FOOD SERV CO.  
PO BOX 60  
NEW ROCHELLE NY 10805  
PRINCIPALS: MONROE SCHAFFER  
HARVEY FINKELSTEIN  
IRVING SCHWARTZ

NEW YORK PRETZEL  
64-70 MAURICE AVE  
MASPETH NY 11278  
PRINCIPAL: RONALD ORFINGER  
HERBERT NOVICK

MULLER DAIRIES  
17 KLEIN AVE  
WEST NYACK NY 10994  
PRINCIPAL: WILLIAM MULLER

On roll call the vote was as follows:

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

\*\*\*\*\*

TBM - 4/27/93  
Page 16

RESOLUTION NO. (280-1993)

AWARDING BID FOR BID  
#26-1993 - SWIMMING  
POOL AND MISC  
CHEMICALS (VARIOUS  
BIDDERS)

Co. Maloney offered and Co. Mandia seconded

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

BID #26-1993  
SWIMMING POOL AND MISC CHEMICALS

is hereby awarded to

CERTIFIED LABS  
1300 E. NORTHGATE  
IRVING, TX. 75062  
PRINCIPALS: IRVING LEVY  
LESTER LEVY  
MILTON LEVY, JR.

DUSO CHEMICAL CO., INC.  
P.O. BX 665  
POUGHKEEPSIE, N.Y. 12602  
PRINCIPALS: ARTHUR L. LANDESMAN  
MURIEL L. LANDESMAN  
DAVID L. LANDESMAN

JERSEY CHEMICALS INC.  
775 RIVER STREET  
PATERSON, N.J. 07524  
PRINCIPAL: ALAN TAUB

JONES CHEMICALS, INC.  
P.O. BOX 280, RIVER ROAD  
WARWICK, N.Y. 10990  
PRINCIPAL: JOHN WILEY JONES

PRESTIGE LABS, INC.  
100 OAK STREET  
EAST RUTHERFORD, N.J. 07073  
PRINCIPALS: GERALD BIEBER  
LEONARD HONIG

ZEP MFG. COMPANY  
P.O. BOX 299  
SPRINGFIELD, N.J. 07081  
PRINCIPAL: PUBLIC CORPORATION

as per the attached item/price schedule

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

On roll call the vote was as follows:

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

\*\*\*\*\*

RESOLUTION NO. (281-1993)

CONCERNING NEGATIVE  
DECLARATION FOR SEWER  
IMPROVEMENT TO BARMORE  
HILL AREA - MBSIA NO. 2

Co. Maloney offered and Co. Dusanenko seconded

WHEREAS, the Town Board of the Town of Clarkstown  
has received a Short Environmental Assessment Form pursuant to  
SEQRA, from Leslie F. Bollman, Director of Environmental  
Control, 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 Leslie F.  
Bollman, dated November 16, 1992, acting as staff to the Town  
Board as lead agency, the Town Board hereby determines that the  
installation of sewers in the Barmore Hill area (MBSIA NO. 2),  
dealing with properties designated on the Clarkstown Tax Map as  
Map 138, Block H, Lots 3, 4, 5, 6.01, 6.02, 13, 14, 17, 18,

Continued on Next Page

TBM - 4/27/93  
Page 17

RESOLUTION NO. (281-1993) Continued

18.01, 20, 21, 24, 25, 26, 27, 28, 30, 39 and 40, shall not have any significant impact on the environment and no further processing pursuant to the State Environmental Quality Review Act (SEQRA) is required.

On roll call the vote was as follows:

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

\*\*\*\*\*

RESOLUTION NO. (282-1993)

ORDER CALLING PUBLIC  
HEARING RE: SEWER  
IMPROVEMENT BARMORE  
HILL AREA IN MBSIA NO.  
2

Co. Maloney offered and Co. Dusanenko seconded

WHEREAS, on August 3, 1992, the Town Board of the Town of Clarkstown duly adopted a Resolution directing Velzy/Weston, now known as Roy F. Weston of New York, Inc., engineering consultant to the Town of Clarkstown, to supervise and prepare a map, plan and report for providing the installation of sewers in the Barmore Hill area (MBSIA No. 2), and

WHEREAS, the properties to be affected by said improvement are known and designated on the Clarkstown Tax Map as Map 138, Block H, Lots 3, 4, 5, 6.01, 6.02, 13, 14, 17, 18, 18.01, 20, 21, 24, 25, 26, 27, 28, 30, 39 and 40, and

WHEREAS, the proposed sewer improvement is shown on the report of Roy F. Weston of New York, Inc., and

WHEREAS, said map, plan and report describing such sewer improvement is on file in the Office of the Town Clerk of the Town of Clarkstown, and

WHEREAS, the maximum amount to be expended for such sewer improvement is \$662,200.00, and the cost of such improvement shall be assessed by the Town Board in proportion as nearly as may be the benefit that each lot or parcel within the improvement shall derive therefrom, and

WHEREAS, the proposed method to be employed for financing such sewer improvement is by sale of bonds, and

WHEREAS, it is determined that this project shall have no significant impact on the environment and no further processing pursuant to New York State Environmental Quality Review Act is required;

NOW, THEREFORE, it is

ORDERED, that the Town Board of the Town of Clarkstown shall meet at the Town Hall Auditorium, 10 Maple Avenue, New City, New York, on May 25, 1993, at 8:50 P.M., for the purpose of conducting a public hearing on the proposal to improve sewers in the Barmore Hill Area of MBSIA No. 2, affecting properties known and designated on the Clarkstown Tax

Continued on Next Page

TBM - 4/27/93  
Page 18

RESOLUTION NO. (282-1993) Continued

Map as Map 138, Block H, Lots 3, 4, 5, 6.01, 6.02, 13, 14, 17, 18, 18.01, 20, 21, 24, 25, 26, 27, 28, 30, 39 and 40, and specified in the report of Roy F. West of New York, Inc., at which time and place all persons interested in the subject thereof may be heard concerning the same, and it is

FURTHER ORDERED, that the Town Attorney of the Town of Clarkstown, is hereby authorized and directed to publish a copy of this Order in the official newspaper and, the Town Clerk is hereby authorized and directed to post a copy of the same on the signboard of the Town of Clarkstown, in the time and manner required by law.

TOWN BOARD, TOWN OF CLARKSTOWN

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

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

/s/ Ralph F. Mandia  
Ralph F. Mandia, Councilman

/s/ Theodore R. Dusanenko  
Theodore R. Dusanenko,  
Councilman

On roll call the vote was as follows:

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

\*\*\*\*\*

RESOLUTION NO. (283-1993)

ORDER CALLING PUBLIC  
HEARING RE: ROAD  
IMPROVEMENT PROJECT  
FOR PORTION OF LOUIS  
AVENUE, VALLEY COTTAGE

Co. Maloney offered and Co. Mandia seconded

WHEREAS, pursuant to Section 200 of the Town Law, the Town Board of the Town of Clarkstown wishes to consider the improvement of a portion of a street known as Louis Avenue, located south of Rockland Lake Road, Valley Cottage, New York. The improvements shall consist of pavement, curbs, gutters, catch basins and drainage facilities, benefitting properties shown on the Clarkstown Tax Map as Map 123, Block A, Lots 9.03, 9.04, 9, 10, 11, 23.01, 23.02, 8.03, 8.02, 8.0102, 8.0103 and 8.0101, being approximately 1,000 ft. in length and 30 ft. in width, and described on Schedule "A" annexed, and

WHEREAS the maximum amount proposed to be expended for the road improvement shall be the sum of \$160,000.00;

NOW, THEREFORE, it is

ORDERED, that a public hearing pursuant to Sections 264 and 265 for the Town Law be held at the Auditorium of the

Continued on Next Page

TBM - 4/27/93  
Page 19

RESOLUTION NO. (283-1993) Continued

Town Hall of the Town of Clarkstown, at 10 Maple Avenue, New City, Rockland County, New York, in the Town of Clarkstown, on May 25, 1993 at 8:40 P.M., relative to the proposed road improvement project, and it is

FURTHER ORDERED, that the Town Attorney prepare notice of such statutory hearing and that the Town Clerk cause the same to be published in the official newspaper of the Town as aforesaid and file proof thereof in the Office of the Town Clerk, and it is

FURTHER ORDERED, for the purposes of the New York State Environmental Quality Review Act (SEORA), the Town Board determines that it shall act as lead agency and Leslie F. Bollman, Director of Environmental Control, is hereby authorized and directed to act as agent for the Town Board with respect to SEORA review.

TOWN BOARD OF THE TOWN OF CLARKSTOWN

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

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

/s/ Ralph F. Mandia  
Ralph F. Mandia, Councilman

/s/ Theodore R. Dusanenko  
Theodore R. Dusanenko, Councilman

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

On roll call the vote was as follows:

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

\*\*\*\*\*

RESOLUTION NO. (284-1993)

ACCEPTING RESIGNATION  
OF DATA ENTRY OPERATOR  
I (PART-TIME) POLICE  
DEPARTMENT (BONNIE  
MIELE)

Co. Maloney offered and Co. Mandia seconded

RESOLVED, that the resignation of Bonnie Miele, 10-20 Oxford Drive, Valley Cottage, New York - Data Entry Operator I (part-time) - Police Department - is hereby accepted - effective and retroactive to April 16, 1993.

On roll call the vote was as follows:

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

\*\*\*\*\*

TBM - 4/27/93  
Page 20

RESOLUTION NO. (285-1993)

ACCEPTING RESIGNATION  
OF (PART-TIME) BUS  
DRIVER - MINI TRANS  
DEPARTMENT (MARIANN  
KILDUFF)

Co. Maloney offered and Co. Mandia seconded

RESOLVED, that the resignation of Mariann Kilduff,  
26 Simkin Drive, New City, New York (part-time) Bus Driver,  
Mini Trans Department - is hereby accepted - effective and  
retroactive to April 14, 1993.

On roll call the vote was as follows:

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

\*\*\*\*\*

RESOLUTION NO. (286-1993)

GRANTING LEAVE OF  
ABSENCE TO SENIOR  
CLERK STENOGRAPHER -  
HIGHWAY DEPARTMENT  
(JOSEPHINE WALSH)

Co. Maloney offered and Co. Mandia seconded

WHEREAS, Josephine Walsh has requested a leave of  
absence, without pay, and

WHEREAS, Article XIX, Section I of the Town of  
Clarkstown Labor Agreement provides for a leave of absence,  
without pay,

NOW, THEREFORE, be it

RESOLVED, that Josephine Walsh, 209 Radcliff Drive,  
Upper Nyack, New York, Senior Clerk Stenographer - Highway  
Department - is hereby granted a leave of absence, without pay,  
effective May 3, 1993 to August 3, 1993.

On roll call the vote was as follows:

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

\*\*\*\*\*

RESOLUTION NO. (287-1993)

RECOGNIZING  
APPOINTMENT BY PARKS  
BOARD AND RECREATION  
COMMISSION OF  
(PERMANENT) POSITION  
OF SUPERINTENDENT OF  
RECREATION AND PARKS  
(CHARLES F. CONNINGTON)

Co. Maloney offered and Co. Mandia seconded

WHEREAS, the Rockland County Personnel Office has  
furnished Certification of Eligibles (N.C.P./T.&E)  
Superintendent of Recreation and Parks - which contains the  
name of Charles F. Connington,

Continued on Next Page

TBM - 4/27/93  
Page 21

RESOLUTION NO. (287-1993) Continued

NOW, THEREFORE, be it

RESOLVED, that the Town Board hereby recognizes the appointment by the Parks Board and Recreation Commission of Charles F. Connington, 146 Lake Road, Valley Cottage, New York, to the (Permanent) position of Superintendent of Recreation and Parks - at the current 1993 annual salary of \$70,681.00, effective and retroactive to April 21, 1993.

On roll call the vote was as follows:

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

\*\*\*\*\*

RESOLUTION NO. (288-1993)

CREATING TWO (2)  
POSITIONS OF CUSTODIAL  
WORKER (SEASONAL) -  
PARKS BOARD AND  
RECREATION COMMISSION

Co. Maloney offered and Co. Mandia seconded

WHEREAS, the Rockland County Office has certified on April 14, 1993 that two (2) positions of Custodial Worker (Seasonal) can be created,

NOW, THEREFORE, be it

RESOLVED, that the two (2) positions of Custodial Worker (Seasonal) - Parks Board and Recreation Commission - are hereby created - effective April 28, 1993.

On roll call the vote was as follows:

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

\*\*\*\*\*

RESOLUTION NO. (289-1993)

CREATING THREE (3)  
SEASONAL POSITIONS OF  
GROUNDWORKER - PARKS  
BOARD AND RECREATION  
COMMISSION

Co. Maloney offered and Co. Mandia seconded

WHEREAS, the Rockland County Personnel Office has certified on April 14, 1993 that three (3) Seasonal positions of Groundworker - can be created,

NOW, THEREFORE, be it

RESOLVED, that the three (3) positions of (Seasonal) Groundworker - Parks Board and Recreation Commission - are hereby granted - effective April 28, 1993.

On roll call the vote was as follows:

Continued on Next Page



TBM - 4/27/93  
Page 23

RESOLUTION NO. (292-1993) Continued

RESOLVED, that the Town Board hereby authorizes the Highway Department to install guide rails in the area between 17-B and 19 Red Hill Road, New City, New York.

On roll call the vote was as follows:

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

\*\*\*\*\*

RESOLUTION NO. (293-1993)

AUTHORIZING  
SUPERINTENDENT OF  
HIGHWAYS TO ERECT "NO  
DUMPING" SIGNS  
CARDINAL COURT, WEST  
NYACK

Co. Dusanenko offered and Co. Mandia seconded

RESOLVED, that the Town Board hereby authorizes the Highway Department to erect "No Dumping" signs on the Town easement located at Cardinal Court in West Nyack.

On roll call the vote was as follows:

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

\*\*\*\*\*

RESOLUTION NO. (294-1993)

DENYING APPLICATION  
FOR GROUP HOME (5  
JEREMY LANE, WEST  
NYACK)

Co. Mandia offered and Supv. Holbrook seconded

WHEREAS, by notice dated March 31, 1993, Letchworth Developmental Disabilities Services Office notified Charles E. Holbrook, Supervisor of the Town of Clarkstown, of its intention to establish an intermediate care facility pursuant to Section 41.34 of the Mental Hygiene Law for six developmentally disabled adults, for premises located at 5 Jeremy Lane, West Nyack, New York, and

WHEREAS, the Town Board has given due consideration to the proposal for an intermediate care facility at 5 Jeremy Lane, West Nyack, New York, with regard to its location, its proximity to other community facilities, and its likely impact to the nature and character of the area within the Town of Clarkstown where such proposed facility would be located;

NOW, THEREFORE, be it

RESOLVED, that the Town Board hereby objects to the establishment of a facility of the kind described by Letchworth Developmental Disabilities Services Office because to establish such facility would result in such a concentration of community residential facilities for the mentally

Continued on Next Page

TBM - 4/27/93  
Page 24

RESOLUTION NO. (294-1993) Continued

disabled in the municipality, in combination with other community residences and other facilities licensed by agencies of state government, that the nature and character of the area would be substantially altered, and be it

FURTHER RESOLVED, that the Town Board hereby requests the Commissioner of the Office of Mental Retardation and Developmental Disabilities, to personally conduct a hearing within fifteen days from the date hereof to consider the need for such facility in view of the determination made herein, and be it

FURTHER RESOLVED, that the Town Clerk shall forthwith serve a copy of this Resolution to Commissioner Elin M. Howe, by mailing same to the Office of Mental Retardation and Developmental Disabilities, 44 Holland Avenue, Albany, New York 12229, and be it

FURTHER RESOLVED, that the Town Clerk is further requested to serve a certified copy of this Resolution to Letchworth Developmental Disabilities Services Office, at P.O. Box 470, Thiells, New York 10984.

On roll call the vote was as follows:

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

\*\*\*\*\*

RESOLUTION NO. (295-1993)

DETERMINING CERTAIN  
DRAINAGE PROJECTS ARE  
NOT SUBJECT TO SEQRA

Co. Mandia offered and Co. Maloney seconded

WHEREAS, it is proposed to perform the following drainage work and other miscellaneous drainage projects listed in a memorandum from Leslie F. Bollman, Director of Environmental Control, dated April 12, 1993:

DRAINAGE PROJECTS

1. South Mountain Road Retaining Wall Replacement;
2. Brookhaven Court;
3. Amory Drive
4. Parrott Road
5. Liberty Elementary School
6. Squadron Boulevard/Demarest Kill Flood Reduction;

and

WHEREAS, the Town Board has considered such drainage projects with a view toward the New York State Quality Review Act (SEQRA);

NOW, THEREFORE, be it

Continued on Next Page

TBM - 4/27/93  
Page 25

RESOLUTION NO. (295-1993) Continued

RESOLVED, that the Town Board hereby finds that such drainage projects are Type II actions and have no significant effect on the environment, and will not require any processing under SEQRA.

On roll call the vote was as follows:

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

\*\*\*\*\*

RESOLUTION NO. (296-1993)

BOND RESOLUTION RE  
VARIOUS DRAINAGE  
IMPROVEMENTS IN TOWN

Co. Mandia offered

BOND RESOLUTION OF THE TOWN OF CLARKSTOWN, NEW YORK, ADOPTED APRIL 27, 1993, AUTHORIZING THE CONSTRUCTION OF VARIOUS DRAINAGE IMPROVEMENTS IN THE TOWN, STATING THE ESTIMATED MAXIMUM COST THEREOF IS \$1,500,000.00, APPROPRIATING SAID AMOUNT THEREFOR, AND AUTHORIZING THE ISSUANCE OF \$1,500,000.00 SERIAL BONDS OF SAID TOWN TO FINANCE SAID APPROPRIATION.

THE TOWN BOARD OF THE TOWN OF CLARKSTOWN, IN THE COUNTY OF ROCKLAND, NEW YORK, HEREBY RESOLVES (by the favorable vote of not less than two-thirds of all the members of said Town Board) AS FOLLOWS:

Section 1. The Town of Clarkstown, in the County of Rockland, New York (herein called "Town"), is hereby authorized to construct various drainage improvements in the Town, including, where necessary, building, land or rights in land, original furnishings, equipment, machinery or apparatus required in connection therewith. The estimated maximum cost thereof, including preliminary costs and costs incidental thereto and to the financing thereof, is \$1,500,000.00 and said amount is hereby appropriated therefor. The plan of financing includes the issuance of \$1,500,000.00 serial bonds of the Town to finance said appropriation, and the levy and collection of taxes on all the taxable real property in the Town to pay the principal of said bonds and the interest thereon as the same shall become due and payable.

Section 2. Serial bonds of the Town in the principal amount of \$1,500,000.00 are hereby authorized to be issued pursuant to the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (herein called "Law") to finance said appropriation.

Section 3. The following additional matters are hereby determined and declared:

(a) The period of probable usefulness applicable to the purpose for which said serial bonds authorized pursuant to this resolution are to be issued, within the limitation of Section 11.00 a. 3 of the Law, is thirty (30) years.

(b) The proceeds of the bonds herein authorized and any bond anticipation notes issued in anticipation of said

Continued on Next Page

TBM - 4/27/93  
Page 26

RESOLUTION NO. (296-1993) Continued

bonds may be applied to reimburse the Town for expenditures made after the effective date of this resolution for the purpose or purposes for which said bonds are authorized. The foregoing statement of intent with respect to reimbursement is made in conformity with Treasury Regulation Section 1.103-18 of the United States Treasury Department.

(c) The proposed maturity of the bonds authorized by this resolution will exceed five years.

Section 4. Each of the bonds authorized by this resolution and any bond anticipation notes issued in anticipation of the sale of said bonds shall contain the recital of validity as prescribed by Section 52.00 of the Law and said bonds and any notes issued in anticipation of said bonds, shall be general obligations of the Town, payable as to both principal and interest by general tax upon all the taxable real property within the Town without limitation of rate or amount. The faith and credit of the Town are hereby irrevocably pledged to the punctual payment of the principal of and interest on said bonds and any notes issued in anticipation of the sale of said bonds and provision shall be made annually in the budget of the Town by appropriation for (a) the amortization and redemption of the bonds and any notes in anticipation thereof to mature in such year and (b) the payment of interest to be due and payable in such year.

Section 5. Subject to the provisions of this resolution and of the Law and pursuant to the provisions of Section 30.00 relative to the authorization of the issuance of bond anticipation notes and of Section 50.00 and Sections 56.00 to 60.00 of the Law, the powers and duties of the Town Board relative to authorizing bond anticipation notes and prescribing the terms, form and contents and as to the sale and issuance of the bonds herein authorized and of any bond anticipation notes issued in anticipation of said bonds, and the renewals of said bond anticipation notes, are hereby delegated to the Supervisor, the Chief fiscal officer of the Town.

Section 6. The validity of the bonds authorized by this resolution and of any notes issued in anticipation of the sale of said bonds, may be contested only if:

- (a) such obligations are authorized for an object or purpose for which the Town is not authorized to expend money, or
- (b) the provisions of law which should be complied with at the date of the publication of such resolution are not substantially complied with,

and an action, suit or proceeding contesting such validity, is commenced within twenty days after the date of such publication, or

- (c) such obligations are authorized in violation of the provisions of the constitution.

Section 7. This bond resolution is subject to permissive referendum.

\* \* \*

The adoption of the foregoing resolution was seconded by Councilman Maloney and duly put to a vote on roll call, which resulted as follows:

Continued on Next Page

TBM - 4/27/93  
Page 27

RESOLUTION NO. (296-1993) Continued

AYES: Supervisor Holbrook, Councilmen Dusanenko,  
Maloney and Mandia

NOES: None

The resolution was declared adopted.

\*\*\*\*\*

RESOLUTION NO. (296B-1993)

AUTHORIZING TOWN CLERK  
TO PUBLISH BOND  
RESOLUTION

Council Mandia offered the following resolution and moved its adoption:

THE TOWN BOARD OF THE TOWN OF CLARKSTOWN, IN THE  
COUNTY OF ROCKLAND, NEW YORK, HEREBY RESOLVES AS FOLLOWS:

Section 1. The Town Clerk of said Town of Clarkstown, shall within ten (10) days after the adoption of this resolution cause to be published, in full, in the "THE JOURNAL NEWS," a newspaper published in West Nyack, New York, having a general circulation within said Town and hereby designated the official newspaper of the Town for such publication, and posted on the sign board of the Town maintained pursuant to the Town Law, a Notice in substantially the following form:

TOWN OF CLARKSTOWN, NEW YORK

PLEASE TAKE NOTICE that on April 27, 1993, the Town Board of the Town of Clarkstown, in the County of Rockland, New York, adopted a bond resolution entitled:

"Bond Resolution of the Town of Clarkstown, New York adopted April 27, 1993, authorizing the construction of various drainage improvements in the Town, stating the estimated maximum cost thereof is \$1,500,000.00, appropriating said amount therefor, and authorizing the issuance of \$1,500,000.00 serial bonds of said Town to finance said appropriation,"

an abstract of which bond resolution concisely stating the purpose and effect thereof, is as follows:

FIRST: AUTHORIZING said Town to construct various drainage improvements in the Town, including, where necessary, buildings, land or rights in land, original furnishings, equipment, machinery or apparatus required in connection therewith and STATING the estimated total cost thereof, including preliminary costs and costs incidental thereto and to the financing thereof, is \$1,500,000.00; APPROPRIATING said amount therefor; STATING the plan of financing includes the issuance of \$1,500,000.00 serial bonds of the Town to finance said appropriation, and the levy of a tax upon all the taxable real property within the Town to pay the principal of said bonds and interest thereon;

SECOND, AUTHORIZING the issuance of \$1,500,000.00 serial bonds of the Town pursuant to the Local Finance Law of the State of New York (the "Law") to finance said appropriation;

THIRD, DETERMINING and STATING the period of probable usefulness applicable to the purpose for which said

Continued on Next Page

TBM - 4/27/93  
Page 28

RESOLUTION NO. (296B-1993) Continued

serial bonds authorized to be issued pursuant to this resolution is thirty (30) years; the proceeds of said bonds and any bond anticipation notes issued in anticipation thereof may be applied to reimburse the Town for expenditures made after the effective date of this bond resolution for the purpose or purposes for which said bonds are authorized; and the proposed maturity of said \$1,500,000.00 serial bonds will exceed five (5) years;

FOURTH: DETERMINING that said bonds and any bond anticipation notes issued in anticipation of said bonds and the renewals of said bond anticipation notes shall be general obligations of the Town and PLEDGING to their payment the faith and credit of the Town;

FIFTH: DELEGATING to the Supervisor the powers and duties as to the issuance of said bonds and any bond anticipation notes issued in anticipation of said bonds, or the renewals thereof; and

SIXTH: DETERMINING that the bond resolution is subject to a permissive referendum.

DATED: April 27, 1993

Patricia Sheridan,  
Town Clerk

Section 2. After said bond resolution shall take effect, the Town Clerk is hereby directed to cause said bond resolution to be published, in full, in the newspaper referred to in Section 1 hereof, and hereby designated the official newspaper for said publication, together with a Notice in substantially the form as provided by Section 81.00 of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York.

Section 3. This resolution shall take effect immediately.

The adoption of the foregoing resolution was seconded by Councilman Maloney and duly put to a vote on roll call, which resulted as follows:

AYES: Supervisor Holbrook, Councilmen Dusanenko,  
Maloney and Mandia

NOES: None

The resolution was declared adopted.

\*\*\*\*\*

RESOLUTION NO. (297-1993)

AUTHORIZING ROCKLAND  
MUNICIPAL PLANNING  
FEDERATION TO PROVIDE  
CERTIFICATION COURSES  
TO PLANNING BOARD AND  
BOARD OF APPEALS

Co. Maloney offered and Co. Mandia seconded

WHEREAS, the Rockland Municipal Planning Federation has been created to maintain a forum in the County of Rockland for the discussion of topics and common problems of land use planning and regulation, zoning, and related problems of interest to its members; to promote the exchange of information,

Continued on Next Page

TBM - 4/27/93  
Page 29

RESOLUTION NO. (297-1993) Continued

education, and training on planning and zoning methods and techniques; and to promote communication, cooperation and understanding among various constituencies affected by the land use and planning decisions of local governments, and

WHEREAS, it is essential that members of the planning and zoning boards have knowledge of both the grants of authority under which they operate, and the principles and practices of land use regulations and planning, and

WHEREAS, there are training opportunities available to municipal officials from the Rockland Municipal Planning Federation;

NOW, THEREFORE, be it

RESOLVED, that the Rockland Municipal Planning Federation is hereby authorized by the Town Board of the Town of Clarkstown to provide three certification courses consisting of (1) a general education course pertinent to all boards, (2) a basic course geared for a specific board, and (3) an update course of case law and State legislation related to land use issues. The board member shall have two years to complete the certification, and be it

FURTHER RESOLVED, that a recertification shall be required biannually consisting of attendance at an update course of case law and State legislation offered by the Federation, and be it

FURTHER RESOLVED, that said Resolution shall be incorporated into the rules and regulations of both the planning board and zoning board of appeals.

On roll call the vote was as follows:

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

\*\*\*\*\*

RESOLUTION NO. (298-1993)

GRANTING CERTIFICATE  
OF REGISTRATION TO  
HICKS EXCAVATING CO.,  
INC. (NO.93-20)

Co. Maloney offered and Co. Mandia seconded

WHEREAS, the following has applied for a Certificate of Registration pursuant to Section 236-48 of the Code of the Town of Clarkstown:

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

RESOLVED, that the following Certificate of Registration be issued:

No. 93-20 Hicks Excavating Co., Inc.

On roll call the vote was as follows:

Continued on Next Page

TBM - 4/27/93  
Page 30

RESOLUTION NO. (298-1993) Continued

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

\*\*\*\*\*

RESOLUTION NO. (299-1993)

DEDICATING TOWN BOARD  
MEETING IN MEMORY OF  
JEROME TRACHTENBERG

Co. Dusanenko offered and Co. Maloney seconded

WHEREAS, JEROME TRACHTENBERG, a lifetime resident of the Town of Clarkstown, recently passed away, and

WHEREAS, JEROME TRACHTENBERG, devoted much of his energies to volunteer causes throughout the County of Rockland, and at his death was still a participating member of the West Nyack Fire Company, and

WHEREAS, JEROME TRACHTENBERG, a prominent attorney was instrumental in starting the Legal Aid Society of Rockland County, and

WHEREAS, the Town of Clarkstown owes JEROME TRACHTENBERG a great debt,

NOW, THEREFORE, be it

RESOLVED, that a grateful Town of Clarkstown hereby offers condolences to his widow, Helen, and the Town Board Meeting of April 27, 1993 is adjourned in his memory.

On roll call the vote was as follows:

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

\*\*\*\*\*

On motion of Councilman Maloney, seconded by Councilman Dusanenko and unanimously adopted, the public hearings re: Establishment of New City Ambulance District, Congers/Valley Cottage Ambulance District, Nanuet Ambulance District, Nyack Ambulance District, and Spring Hill Ambulance District were opened beginning at 8:40 P.M.

On motion of Councilman Maloney, seconded by Councilman Dusanenko and unanimously adopted, the public hearings re: Establishment of New City Ambulance District, Congers/Valley Cottage Ambulance District, Nanuet Ambulance District, Nyack Ambulance District, and Spring Hill Ambulance District were closed, RESOLUTIONS ADOPTED, time: 9:15 P.M.

RESOLUTION NO. (300-1993)

AUTHORIZING  
ESTABLISHMENT OF NEW  
CITY AMBULANCE DISTRICT

Co. Maloney offered and Co. Dusanenko seconded

WHEREAS, Atzl, Scatassa & Zigler, surveyors and planners, prepared a general map and description, and Robert

Continued on Next Page

TBM - 4/27/93  
Page 31

RESOLUTION NO. (300-1993) Continued

Geneslaw, Planning Consultant, prepared a plan and report for providing basic life support service and general ambulance service within the unincorporated area of the Town wherein the New City Ambulance District was proposed to be established, and

WHEREAS, on March 22, 1993 the said map and description prepared by Atzl, Scatassa & Zigler, and on March 23, 1993 the plan and report prepared by Robert Geneslaw were duly filed in the office of the Town Clerk of the Town of Clarkstown, and

WHEREAS, on March 23, 1993, the Town Board determined that it shall act as lead agency for the purposes of SEQRA, and authorized and directed Robert Geneslaw, Planning Consultant, to act as agent for the Town Board with respect to SEQRA review, and

WHEREAS, the boundaries of the proposed New City Ambulance District are shown on Schedule "A" annexed hereto, and

WHEREAS, the services proposed to be performed or provided are shown in the report of Robert Geneslaw, and

WHEREAS, the maximum amount proposed to be expended for such services in the year 1994, as stated in the Order and Notice calling for a public hearing filed in the Office of the Town Clerk, was not to exceed \$107,190.00, and

WHEREAS, the expense of the cost of performing or providing such service by the New City Ambulance District, shall be assessed by the Town Board in proportion as nearly as may be to the benefit which each lot or parcel will derive therefrom, and

WHEREAS, the proposed method to be employed for paying for such service is by taxation levied upon the parcels of land in the district, and

WHEREAS, the map, description, plan and report describing the New City Ambulance District and the services to be performed or provided thereby are on file in the office of the Town Clerk of the Town of Clarkstown for public inspection, and

WHEREAS, THE Town Board of the Town of Clarkstown by Order duly adopted on March 23, 1993, scheduled a public hearing for April 27, 1993 at 8:40 P.M., to consider the establishment of the New City Ambulance District, and to hear all persons interested in the subject thereof, and

WHEREAS, the Order calling for the public hearing was duly published and posted as required by law and the public hearing was duly held at the time and place specified in the Order, and the Town Board heard all persons interested in the subject thereof who appeared at such time and place concerning same, and

WHEREAS, the Town Board of the Town of Clarkstown have received a report dated March 29, 1993, concerning SEQRA from Robert Geneslaw, acting as agent on behalf of the Town Board, which the Board has discussed and considered such report in making their decision herein, and

WHEREAS, the evidence offered at such time and place required that the Town Board make the following determinations:

Continued on Next Page

TBM - 4/27/93  
Page 32

RESOLUTION NO. (300-1993) Continued

NOW, THEREFORE, be it

RESOLVED, by the Town Board of the Town of Clarkstown, in the County of Rockland, that it be and hereby is determined as follows:

1. The Order and Notice was published as required by law and is otherwise sufficient.
2. That all of the property and property owners within the proposed New City Ambulance District are benefitted thereby.
3. That all of the property and property owners benefitted are included within the proposed New City Ambulance District as hereinafter described.
4. It is in the public interest to establish the proposed New City Ambulance District,

and be it

FURTHER RESOLVED, that based on the report dated March 29, 1993, from Robert Geneslaw, Planning Consultant, acting as agent on behalf of the Town Board, as lead agency, the Town Board hereby finds that the establishment of the proposed New City Ambulance District is a Type II action and does not have any significant impact upon the environment and no further processing is required under SEQRA, and be it

FURTHER RESOLVED, that the Town Board of the Town of Clarkstown, does hereby approve the establishment of the New City Ambulance District encompassing the unincorporated area of the Town of Clarkstown, as shown on Schedule "A" annexed hereto, and be it

FURTHER RESOLVED, that the services to be performed or provided by the New City Ambulance District are basic life support service and general ambulance service, and be it

FURTHER RESOLVED, that the cost of performing or providing said services, including legal fees and other expenses shall be paid for by taxation upon the various parcel of land in the district and be it

FURTHER RESOLVED, that the cost of such district shall be apportioned upon a benefit basis among the various lots or parcels within the district and maximum amount to be expended in the year 1994 shall not be more than \$107,190.00, and be it

FURTHER RESOLVED, that this Resolution is subject to a Permissive Referendum in the manner provided in Article 7 of the Town Law and Section 209-e (3) of the Town Law, and be it

FURTHER RESOLVED, that the Town Clerk be and hereby is authorized and directed to file a certified copy of this Resolution, in duplicate, in the office of the State Department of Audit and Control, at Albany, New York, together with an application, in duplicate, for permission to so establish said New City Ambulance District in the manner and form prescribed by Section 209-f of the Town Law of New York, within thirty days after the adoption of this Resolution, and be it

FURTHER RESOLVED, that the Town Supervisor be and hereby is authorized and directed to execute said application on behalf of the Town of Clarkstown, New York.

Continued on Next Page

TBM - 4/27/93  
Page 33

RESOLUTION NO. (300-1993) Continued

On roll call the vote was as follows:

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

\*\*\*\*\*

RESOLUTION NO. (301-1993)

ESTABLISHING CONGERS/  
VALLEY COTTAGE  
AMBULANCE DISTRICT

Co. Maloney offered and Co. Dusanenko seconded

WHEREAS, Atzl, Scatassa & Zigler, surveyors and planners, prepared a general map and description, and Robert Geneslaw, Planning Consultant, prepared a plan and report for providing basic life support service and general ambulance service within the unincorporated area of the Town wherein the Congers/Valley Cottage Ambulance District was proposed to be established, and

WHEREAS, on March 22, 1993 the said map and description prepared by Atzl, Scatassa & Zigler, and on March 23, 1993 the plan and report prepared by Robert Geneslaw were duly filed in the office of the Town Clerk of the Town of Clarkstown, and

WHEREAS, on March 23, 1993, the Town Board determined that it shall act as lead agency for the purposes of SEQRA, and authorized and directed Robert Geneslaw, Planning Consultant, to act as agent for the Town Board with respect to SEQRA review, and

WHEREAS, the boundaries of the proposed Congers/Valley Cottage Ambulance District are shown on Schedule "A" annexed hereto, and

WHEREAS, the services proposed to be performed or provided are shown in the report of Robert Geneslaw, and

WHEREAS, the maximum amount proposed to be expended for such services in the year 1994, as stated in the Order and Notice calling for a public hearing filed in the Office of the Town Clerk, was not to exceed \$127,190.00, and

WHEREAS, the expense of the cost of performing or providing such service by the Congers/Valley Cottage Ambulance District, shall be assessed by the Town Board in proportion as nearly as may be to the benefit which each lot or parcel will derive therefrom, and

WHEREAS, the proposed method to be employed for paying for such service is by taxation levied upon the parcels of land in the district, and

WHEREAS, the map, description, plan and report describing the Congers/Valley Cottage Ambulance District and the services to be performed or provided thereby are on file in the office of the Town Clerk of the Town of Clarkstown for public inspection, and

WHEREAS, THE Town Board of the Town of Clarkstown by Order duly adopted on March 23, 1993, scheduled a public

Continued on Next Page

TBM - 4/27/93  
Page 34

RESOLUTION NO. (301-1993) Continued

hearing for April 27, 1993 at 8:45 P.M., to consider the establishment of the Congers/Valley Cottage Ambulance District, and to hear all persons interested in the subject thereof, and

WHEREAS, the Order calling for the public hearing was duly published and posted as required by law and the public hearing was duly held at the time and place specified in the Order, and the Town Board heard all persons interested in the subject thereof who appeared at such time and place concerning same, and

WHEREAS, the Town Board of the Town of Clarkstown have received a report dated March 29, 1993, concerning SEQRA from Robert Geneslaw, acting as agent on behalf of the Town Board, which the Board has discussed and considered such report in making their decision herein, and

WHEREAS, the evidence offered at such time and place required that the Town Board make the following determinations:

NOW, THEREFORE, be it

RESOLVED, by the Town Board of the Town of Clarkstown, in the County of Rockland, that it be and hereby is determined as follows:

1. The Order and Notice was published as required by law and is otherwise sufficient.
2. That all of the property and property owners within the proposed Congers/Valley Cottage Ambulance District are benefitted thereby.
3. That all of the property and property owners benefitted are included within the proposed Congers/Valley Cottage Ambulance District as hereinafter described.
4. It is in the public interest to establish the proposed Congers/Valley Cottage Ambulance District,

and be it

FURTHER RESOLVED, that based on the report dated March 29, 1993, from Robert Geneslaw, Planning Consultant, acting as agent on behalf of the Town Board, as lead agency, the Town Board hereby finds that the establishment of the proposed Congers/Valley Cottage Ambulance District is a Type II action and does not have any significant impact upon the environment and no further processing is required under SEQRA, and be it

FURTHER RESOLVED, that the Town Board of the Town of Clarkstown, does hereby approve the establishment of the Congers/Valley Cottage Ambulance District encompassing the unincorporated area of the Town of Clarkstown, as shown on Schedule "A" annexed hereto, and be it

FURTHER RESOLVED, that the services to be performed or provided by the Congers/Valley Cottage Ambulance District are basic life support service and general ambulance service, and be it

FURTHER RESOLVED, that the cost of performing or providing said services, including legal fees and other expenses shall be paid for by taxation upon the various parcel of land in the district and be it

Continued on Next Page

TBM - 4/27/93  
Page 35

RESOLUTION NO. (301-1993) Continued

FURTHER RESOLVED, that the cost of such district shall be apportioned upon a benefit basis among the various lots or parcels within the district and maximum amount to be expended in the year 1994 shall not be more than \$127,190.00, and be it

FURTHER RESOLVED, that this Resolution is subject to a Permissive Referendum in the manner provided in Article 7 of the Town Law and Section 209-e (3) of the Town Law, and be it

FURTHER RESOLVED, that the Town Clerk be and hereby is authorized and directed to file a certified copy of this Resolution, in duplicate, in the office of the State Department of Audit and Control, at Albany, New York, together with an application, in duplicate, for permission to so establish said Congers/Valley Cottage Ambulance District in the manner and form prescribed by Section 209-f of the Town Law of New York, within thirty days after the adoption of this Resolution, and be it

FURTHER RESOLVED, that the Town Supervisor be and hereby is authorized and directed to execute said application on behalf of the Town of Clarkstown, New York.

On roll call the vote was as follows:

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

\*\*\*\*\*

RESOLUTION NO. (302-1993)

AUTHORIZING  
ESTABLISHMENT OF  
NANUET AMBULANCE  
DISTRICT

Co. Maloney offered and Co. Dusanenko seconded

WHEREAS, Atzl, Scatassa & Zigler, surveyors and planners, prepared a general map and description, and Robert Geneslaw, Planning Consultant, prepared a plan and report for providing basic life support service and general ambulance service within the unincorporated area of the Town wherein the Nanuet Ambulance District was proposed to be established, and

WHEREAS, on March 22, 1993 the said map and description prepared by Atzl, Scatassa & Zigler, and on March 23, 1993 the plan and report prepared by Robert Geneslaw were duly filed in the office of the Town Clerk of the Town of Clarkstown, and

WHEREAS, on March 23, 1993, the Town Board determined that it shall act as lead agency for the purposes of SEQRA, and authorized and directed Robert Geneslaw, Planning Consultant, to act as agent for the Town Board with respect to SEQRA review, and

WHEREAS, the boundaries of the proposed Nanuet Ambulance District are shown on Schedule "A" annexed hereto, and

WHEREAS, the services proposed to be performed or provided are shown in the report of Robert Geneslaw, and

Continued on Next Page

4/27/93

Page 36

RESOLUTION NO. (302-1993) Continued

WHEREAS, the maximum amount proposed to be expended for such services in the year 1994, as stated in the Order and Notice calling for a public hearing filed in the Office of the Town Clerk, was not to exceed \$149,506.00, and

WHEREAS, the expense of the cost of performing or providing such service by the Nanuet Ambulance District, shall be assessed by the Town Board in proportion as nearly as may be to the benefit which each lot or parcel will derive therefrom, and

WHEREAS, the proposed method to be employed for paying for such service is by taxation levied upon the parcels of land in the district, and

WHEREAS, the map, description, plan and report describing the Nanuet Ambulance District and the services to be performed or provided thereby are on file in the office of the Town Clerk of the Town of Clarkstown for public inspection, and

WHEREAS, THE Town Board of the Town of Clarkstown by Order duly adopted on March 23, 1993, scheduled a public hearing for April 27, 1993 at 8:50 P.M., to consider the establishment of the Nanuet Ambulance District, and to hear all persons interested in the subject thereof, and

WHEREAS, the Order calling for the public hearing was duly published and posted as required by law and the public hearing was duly held at the time and place specified in the Order, and the Town Board heard all persons interested in the subject thereof who appeared at such time and place concerning same, and

WHEREAS, the Town Board of the Town of Clarkstown have received a report dated March 29, 1993, concerning SEQRA from Robert Geneslaw, acting as agent on behalf of the Town Board, which the Board has discussed and considered such report in making their decision herein, and

WHEREAS, the evidence offered at such time and place required that the Town Board make the following determinations:

NOW, THEREFORE, be it

RESOLVED, by the Town Board of the Town of Clarkstown, in the County of Rockland, that it be and hereby is determined as follows:

1. The Order and Notice was published as required by law and is otherwise sufficient.
2. That all of the property and property owners within the proposed Nanuet Ambulance District are benefitted thereby.
3. That all of the property and property owners benefitted are included within the proposed Nanuet Ambulance District as hereinafter described.
4. It is in the public interest to establish the proposed Nanuet Ambulance District,

and be it

Continued on Next Page

TBM - 4/27/93  
Page 37

RESOLUTION NO. (302-1993) Continued

FURTHER RESOLVED, that based on the report dated March 29, 1993, from Robert Geneslaw, Planning Consultant, acting as agent on behalf of the Town Board, as lead agency, the Town Board hereby finds that the establishment of the proposed Nanuet Ambulance District is a Type II action and does not have any significant impact upon the environment and no further processing is required under SEQRA, and be it

FURTHER RESOLVED, that the Town Board of the Town of Clarkstown, does hereby approve the establishment of the Nanuet Ambulance District encompassing the unincorporated area of the Town of Clarkstown, as shown on Schedule "A" annexed hereto, and be it

FURTHER RESOLVED, that the services to be performed or provided by the Nanuet Ambulance District are basic life support service and general ambulance service, and be it

FURTHER RESOLVED, that the cost of performing or providing said services, including legal fees and other expenses shall be paid for by taxation upon the various parcel of land in the district and be it

FURTHER RESOLVED, that the cost of such district shall be apportioned upon a benefit basis among the various lots or parcels within the district and maximum amount to be expended in the year 1994 shall not be more than \$149,506.00, and be it

FURTHER RESOLVED, that this Resolution is subject to a Permissive Referendum in the manner provided in Article 7 of the Town Law and Section 209-e (3) of the Town Law, and be it

FURTHER RESOLVED, that the Town Clerk be and hereby is authorized and directed to file a certified copy of this Resolution, in duplicate, in the office of the State Department of Audit and Control, at Albany, New York, together with an application, in duplicate, for permission to so establish said Nanuet Ambulance District in the manner and form prescribed by Section 209-f of the Town Law of New York, within thirty days after the adoption of this Resolution, and be it

FURTHER RESOLVED, that the Town Supervisor be and hereby is authorized and directed to execute said application on behalf of the Town of Clarkstown, New York.

On roll call the vote was as follows:

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

\*\*\*\*\*

RESOLUTION NO. (303-1993)

ESTABLISHING THE NYACK  
AMBULANCE DISTRICT

Co. Maloney offered and Co. Dusanenko seconded

WHEREAS, Atzl, Scatassa & Zigler, surveyors and planners, prepared a general map and description, and Robert Geneslaw, Planning Consultant, prepared a plan and report for providing basic life support service and general ambulance service within the Town of Clarkstown, including a portion of

Continued on Next Page

TBM - 4/27/93  
Page 38

RESOLUTION NO. (303-1993) Continued

the unincorporated area of the Town of Clarkstown and the portion of Clarkstown within the Villages of Nyack and Upper Nyack, New York, wherein the Nyack Ambulance District was proposed to be established, and

WHEREAS, on March 22, 1993 the said map and description prepared by Atzl, Scatassa & Zigler, and on March 23, 1993 the plan and report prepared by Robert Geneslaw were duly filed in the office of the Town Clerk of the Town of Clarkstown, and

WHEREAS, on March 23, 1993, the Town Board determined that it shall act as lead agency for the purposes of SEQRA, and authorized and directed Robert Geneslaw, Planning Consultant, to act as agent for the Town Board with respect to SEQRA review, and

WHEREAS, the boundaries of the proposed Nyack Ambulance District are shown on Schedule "A" annexed hereto, and

WHEREAS, the services proposed to be performed or provided are shown in the report of Robert Geneslaw, and

WHEREAS, the maximum amount proposed to be expended for such services in the year 1994, as stated in the Order and Notice calling for a public hearing filed in the Office of the Town Clerk, was not to exceed \$71,300.00, and

WHEREAS, the expense of the cost of performing or providing such service by the Nyack Ambulance District, shall be assessed by the Town Board in proportion as nearly as may be to the benefit which each lot or parcel will derive therefrom, and

WHEREAS, the proposed method to be employed for paying for such service is by taxation levied upon the parcels of land in the district, and

WHEREAS, the map, description, plan and report describing the Nyack Ambulance District and the services to be performed or provided thereby are on file in the office of the Town Clerk of the Town of Clarkstown for public inspection, and

WHEREAS, THE Town Board of the Town of Clarkstown by Order duly adopted on March 23, 1993, scheduled a public hearing for April 27, 1993 at 8:55 P.M., to consider the establishment of the Nyack Ambulance District, and to hear all persons interested in the subject thereof, and

WHEREAS, the Order calling for the public hearing was duly published and posted as required by law and the public hearing was duly held at the time and place specified in the Order, and the Town Board heard all persons interested in the subject thereof who appeared at such time and place concerning same, and

WHEREAS, the Town Board of the Town of Clarkstown have received a report dated March 29, 1993, concerning SEQRA from Robert Geneslaw, acting as agent on behalf of the Town Board, which the Board has discussed and considered such report in making their decision herein, and

WHEREAS, the evidence offered at such time and place required that the Town Board make the following determinations:

Continued on Next Page

TBM - 4/27/93  
Page 39

RESOLUTION NO. (303-1993) Continued

NOW, THEREFORE, be it

RESOLVED, by the Town Board of the Town of Clarkstown, in the County of Rockland, that it be and hereby is determined as follows:

1. The Order and Notice was published as required by law and is otherwise sufficient.
2. That all of the property and property owners within the proposed Nyack Ambulance District are benefitted thereby.
3. That all of the property and property owners benefitted are included within the proposed Nyack Ambulance District as hereinafter described.
4. It is in the public interest to establish the proposed Nyack Ambulance District,

and be it

FURTHER RESOLVED, that based on the report dated March 29, 1993, from Robert Geneslaw, Planning Consultant, acting as agent on behalf of the Town Board, as lead agency, the Town Board hereby finds that the establishment of the proposed Nyack Ambulance District is a Type II action and does not have any significant impact upon the environment and no further processing is required under SEQRA, and be it

FURTHER RESOLVED, that the Town Board of the Town of Clarkstown, does hereby approve the establishment of the Nyack Ambulance District encompassing a portion of the unincorporated area of the Town of Clarkstown and the portion of Clarkstown within the Villages of Nyack and Upper Nyack, New York, as shown on Schedule "A" annexed hereto, and be it

FURTHER RESOLVED, that the services to be performed or provided by the Nyack Ambulance District are basic life support service and general ambulance service, and be it

FURTHER RESOLVED, that the cost of performing or providing said services, including legal fees and other expenses shall be paid for by taxation upon the various parcel of land in the district and be it

FURTHER RESOLVED, that the cost of such district shall be apportioned upon a benefit basis among the various lots or parcels within the district and maximum amount to be expended in the year 1994 shall not be more than \$71,300.00, and be it

FURTHER RESOLVED, that this Resolution is subject to a Permissive Referendum in the manner provided in Article 7 of the Town Law and Section 209-e (3) of the Town Law, and be it

FURTHER RESOLVED, that the Town Clerk be and hereby is authorized and directed to file a certified copy of this Resolution, in duplicate, in the office of the State Department of Audit and Control, at Albany, New York, together with an application, in duplicate, for permission to so establish said Nyack Ambulance District in the manner and form prescribed by Section 209-f of the Town Law of New York, within thirty days after the adoption of this Resolution, and be it

FURTHER RESOLVED, that the Town Supervisor be and hereby is authorized and directed to execute said application on behalf of the Town of Clarkstown, New York.

Continued on Next Page

TBM - 4/27/93  
Page 40

RESOLUTION NO. (303-1993) Continued

On roll call the vote was as follows:

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

\*\*\*\*\*

RESOLUTION NO. (304-1993)

ESTABLISHING SPRING  
HILL AMBULANCE DISTRICT

Co. Maloney offered and Co. Dusanenko seconded

WHEREAS, Atzl, Scatassa & Zigler, surveyors and planners, prepared a general map and description, and Robert Geneslaw, Planning Consultant, prepared a plan and report for providing basic life support service and general ambulance service within the Town of Clarkstown, consisting of a portion of Clarkstown within the Village of Spring Valley, New York, wherein the Spring Hill Ambulance District was proposed to be established, and

WHEREAS, on March 22, 1993 the said map and description prepared by Atzl, Scatassa & Zigler, and on March 23, 1993 the plan and report prepared by Robert Geneslaw were duly filed in the office of the Town Clerk of the Town of Clarkstown, and

WHEREAS, on March 23, 1993, the Town Board determined that it shall act as lead agency for the purposes of SEQRA, and authorized and directed Robert Geneslaw, Planning Consultant, to act as agent for the Town Board with respect to SEQRA review, and

WHEREAS, the boundaries of the proposed Spring Hill Ambulance District are shown on Schedule "A" annexed hereto, and

WHEREAS, the services proposed to be performed or provided are shown in the report of Robert Geneslaw, and

WHEREAS, the maximum amount proposed to be expended for such services in the year 1994, as stated in the Order and Notice calling for a public hearing filed in the Office of the Town Clerk, was not to exceed \$54,690.00, and

WHEREAS, the expense of the cost of performing or providing such service by the Spring Hill Ambulance District, shall be assessed by the Town Board in proportion as nearly as may be to the benefit which each lot or parcel will derive therefrom, and

WHEREAS, the proposed method to be employed for paying for such service is by taxation levied upon the parcels of land in the district, and

WHEREAS, the map, description, plan and report describing the Spring Hill Ambulance District and the services to be performed or provided thereby are on file in the office of the Town Clerk of the Town of Clarkstown for public inspection, and

WHEREAS, THE Town Board of the Town of Clarkstown by Order duly adopted on March 23, 1993, scheduled a public hearing for April 27, 1993 at 9:00 P.M., to consider the

Continued on Next Page

TBM - 4/27/93  
Page 41

RESOLUTION NO. (304-1993) Continued

establishment of the Spring Hill Ambulance District, and to hear all persons interested in the subject thereof, and

WHEREAS, the Order calling for the public hearing was duly published and posted as required by law and the public hearing was duly held at the time and place specified in the Order, and the Town Board heard all persons interested in the subject thereof who appeared at such time and place concerning same, and

WHEREAS, the Town Board of the Town of Clarkstown have received a report dated March 29, 1993, concerning SEORA from Robert Geneslaw, acting as agent on behalf of the Town Board, which the Board has discussed and considered such report in making their decision herein, and

WHEREAS, the evidence offered at such time and place required that the Town Board make the following determinations:

NOW, THEREFORE, be it

RESOLVED, by the Town Board of the Town of Clarkstown, in the County of Rockland, that it be and hereby is determined as follows:

1. The Order and Notice was published as required by law and is otherwise sufficient.
2. That all of the property and property owners within the proposed Spring Hill Ambulance District are benefitted thereby.
3. That all of the property and property owners benefitted are included within the proposed Spring Hill Ambulance District as hereinafter described.
4. It is in the public interest to establish the proposed Spring Hill Ambulance District,

and be it

FURTHER RESOLVED, that based on the report dated March 29, 1993, from Robert Geneslaw, Planning Consultant, acting as agent on behalf of the Town Board, as lead agency, the Town Board hereby finds that the establishment of the proposed Spring Hill Ambulance District is a Type II action and does not have any significant impact upon the environment and no further processing is required under SEORA, and be it

FURTHER RESOLVED, that the Town Board of the Town of Clarkstown, does hereby approve the establishment of the Spring Hill Ambulance District consisting of a portion of Clarkstown within the Village of Spring Valley, New York, wherein the Spring Hill Ambulance District was proposed to be established, as shown on Schedule "A" annexed hereto, and be it

FURTHER RESOLVED, that the services to be performed or provided by the Spring Hill Ambulance District are basic life support service and general ambulance service, and be it

FURTHER RESOLVED, that the cost of performing or providing said services, including legal fees and other expenses shall be paid for by taxation upon the various parcel of land in the district and be it

Continued on Next Page

TRM - 4/27/93

Page 42

RESOLUTION NO. (304-1993) Continued

FURTHER RESOLVED, that the cost of such district shall be apportioned upon a benefit basis among the various lots or parcels within the district and maximum amount to be expended in the year 1994 shall not be more than \$54,690.00, and be it

FURTHER RESOLVED, that this Resolution is subject to a Permissive Referendum in the manner provided in Article 7 of the Town Law and Section 209-e (3) of the Town Law, and be it

FURTHER RESOLVED, that the Town Clerk be and hereby is authorized and directed to file a certified copy of this Resolution, in duplicate, in the office of the State Department of Audit and Control, at Albany, New York, together with an application, in duplicate, for permission to so establish said Spring Hill Ambulance District in the manner and form prescribed by Section 209-f of the Town Law of New York, within thirty days after the adoption of this Resolution, and be it

FURTHER RESOLVED, that the Town Supervisor be and hereby is authorized and directed to execute said application on behalf of the Town of Clarkstown, New York.

On roll call the vote was as follows:

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

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There being no further business to come before the Town Board Meeting and no one further wishing to be heard, on motion of Councilman Dusanenko, seconded by Councilman Maloney and unanimously adopted, the Town Board Meeting was adjourned in memory of Jerry Trachtenberg, time: 9: 17 P.M.

Respectfully submitted,

PATRICIA SHERIDAN,  
Town Clerk

TOWN OF CLARKSTOWN  
PUBLIC HEARING

Town Hall

4/27/93

Present: Supervisor Holbrook  
Council Members Dusanenko, Maloney and Mandia  
Councilwoman Smith absent  
Philip B. Fogel, Deputy Town Attorney  
Patricia Sheridan, Town Clerk

Re: Establishment of New City Ambulance District - 8:40 P.M.  
Establishment of Congers/Valley Cottage  
Ambulance District - 8:45 P.M.  
Establishment of Nanuet Ambulance District - 8:50 P.M.  
Establishment of Nyack Ambulance District - 8:55 P.M.  
Establishment of Spring Hill  
Ambulance District - 9:00 P.M.

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On motion of Councilman Maloney, seconded by Councilman Dusanenko and unanimously adopted, the public hearings were declared open.

Supervisor said there would be five individual hearings held simultaneously. We have five different corps in the Town of Clarkstown and we are now creating the districts. By law we must hold the hearings individually even though they are all the same. Town Clerk read notices calling public hearings and testified as to proper postings and publications.

Supervisor Holbrook said this is something that has been a long time in coming. Over a year ago we received a map from the various corps outlining the districts which they felt were in the best interests of the residents of Clarkstown in terms of particular service by the individual corps. We are talking here specifically about basic life support. Essentially, these public hearings are the formal legal process through which the Town Board can empower ambulance districts and bring about essentially what has been started maybe as long as ten years ago in discussions with the various corps.

Supervisor said each of the corps has an upset limit in regard to the budget for 1994. Deputy Town Attorney Fogel said after speaking to various members of the corps that is what we anticipated their budgets would be. Supervisor said we have a choice in regard to the establishment of various commissioners relative to the ambulance corps. One is the Town Board could be the Commissioners. Mr. Fogel said that is one alternative. Supervisor said Commissioners could be elected or the Town Board could appoint Commissioners recommended by the individual corps. Essentially, here this evening that is one of the issues we would like to resolve with input from the various corps.

Supervisor opened up the floor to anyone who wanted to speak relative to this issue or any of the corps since we are doing all the corps at once.

Appearance: Ms. Maureen McCahrey, Captain  
New City Ambulance Corp.

She said she was very much in favor of the districting for the various corps. She asked how the Board got to figure \$107,000.00 for New City Ambulance? Mr. Fogel said he spoke to either the president or the captain. Mrs. McCahrey said she is the Captain and Mr. Fogel never spoke to her. She said she knows they would have a problem with that amount. Mr. Fogel said he contacted people from every corp. The fact of the matter is what we did approximately is take what your current year's budget is and add 5% to it plus the cost of

PH - Establishment of New City Ambulance District  
Page 2

publication for the hearing, etc. Mrs. McCahrey said in deference to what the other corps will be getting she knows that for 1993 we had backtracked on what our budget would be and we do know that for 1994 we felt that we had low balled ourselves for the year. She said she did not know who Mr. Fogel spoke to in New City and who was authorized to speak for New City but as the Captain she could say that they will have a problem with that amount.

Supervisor said if there is a subsequent number that you wish to have we would have to hold a separate hearing relative to that to upset that number again. We don't have any problem with that. That is how we came to the number. He said at this juncture we will proceed. Mrs. McCahrey asked if she could modify it at this point? Mr. Fogel said no because it was published at \$107,000.00. We can readvertise this specific hearing, that is not a problem. Let's proceed now and you can come back with a number to us. We will readvertise for New City if that is the only one there is a problem with and we can do it that way.

Supervisor asked Mrs. McCahrey in regard to the Commissioners how do you feel it should be done? Should the Town Board Members appoint the Commissioners from the various corps or should there be elections? Mrs. McCahrey said she would suggest that the various individual corps elect the Commissioners as they would know the best people to be qualified. Mr. Fogel said that could not be done. It is a general election by all residents of the district. Corps do not appoint. They may be able to nominate but they certainly do not appoint or elect. There would be an election in the district. In response to a question, Mr. Fogel said they are anticipating three Commissioners for each corp. Councilman Mandia asked if that is required or just what we feel is necessary? Mr. Fogel said basically the statute, in terms of the ambulance district, requires no less than three Commissioners, one elected for one year, one elected for two years, and the third elected for three years so that there will always be a rotating Commissioner.

Appearance: Mr. Don Elfers, President  
Nanuet Ambulance Corps

Mr. Elfers asked the Supervisor to go over again the options they had in regard to Commissioners. Supervisor did so. Mr. Elfers said then in other words the corps would ask the Town Board to appoint different Commissioners. Supervisor said you could suggest three individuals and ask the Town Board to appoint them as Commissioners. That is one way to do it. Mr. Fogel said they would have to be residents of the district and remain residents of the district during their tenure as Commissioners. Mr. Elfers said this is the first time they have heard about these three options. Supervisor said his own personal opinion is that a district election might be somewhat cumbersome. The Town Board appointing on recommendations from the corps might be a little more effective at least to start off with. Mr. Elfers said he agreed with that.

Appearance: Mr. Russell Trojan  
Nanuet, New York

Mr. Trojan said in reading the notice on the bulletin board he noticed that the center line of the Palisades Interstate Parkway is to be used as the dividing line of the districts and he thought that it was kind of ridiculous that

Continued on Next Page

PH - Establishment of New City Ambulance District  
Page 3

Nanuet would go up to New Hempstead Road to go southbound on the Palisades Interstate Parkway to cover that area. It just seems a little excessive. Supervisor said the map that was presented to the Town Board was one that was presented by the corps. It is difficult at best to come to an accommodation in all areas but this seems to have been a concensus of the corps. Mr. Trojan said this forces Nanuet all the way up to New Hempstead to take care of the southbound lane of the PIP. It doesn't look right. He felt that one should be rethought. He said there may be some areas where Spring Hill is closer or Nanuet is closer and he hopes it has been carefully thought out. Supervisor said these things aren't written in stone necessarily. Once we establish them if there has to be some adjustment down the road we can certainly look at that.

Mr. Trojan said the area of the Spring Valley Post Office that is in Clarkstown needs a new name to prevent confusion. Supervisor said it is going to be Nanuet very shortly. Mr. Trojan asked if the Nanuet Post Office is going to serve that area? Supervisor said Nanuet will include everything except the Village of Spring Valley in the Town of Clarkstown. If you live in the Village of Spring Valley you will have a Spring Valley address. Mr. Trojan said even if it were given another name and as an example he cited Bardonia which is in the Nanuet Post Office but it has its own name. Supervisor said it is going to be Nanuet. Mr. Trojan said that will alleviate some confusion.

Mr. Trojan said he did support the residents voting on Commissioners. The timing of the election would be more advantageous if timed with some other election to make it somewhat easier whether it be fire district election, general election, etc., just so it doesn't hit at some odd time and maybe we would find it would reduce the cost that might arise from an election if they could share the cost with some other entity.

Mr. Trojan asked if this would have any impact on the mutual aid system that goes on between Nanuet - Pearl River and Nanuet - Spring Hill? Supervisor said he did not think so.

Councilman Dusanenko asked how many people from the corps were present this evening? He noted we have about a dozen or so. He said some questions might be relevant before we vote. He said the three options that were offered - does everybody understand completely from those people in the corp what those options are and the ramifications? If not, there will be some confusion. One is that the five Town people on this Town Board could act as the Commissioners and when we are replaced then the Town Board, whoever it is, would always be the Commissioners. That is one option. The second is for the corps to suggest who might be, from the corp, or it doesn't have to be necessarily from the corp, does it? It could be any taxpayer from that district, a member of the corp or a non-member of the corp could be appointed by the Town Board for each of those districts. It doesn't necessarily mean that it would be people from the corp. The third option is to have a general election as most fire districts or library districts have. Any taxpayer who lives in that district regardless of who does the nominating can come out during the regular meeting of that and be nominated and have an election on a particular day. So, two of those three options could have a situation where the Commissioners may not be members of the corps whatsoever and in fact in many fire companies some of the Commissioners are not active members of the fire companies themselves but general lay citizens who sit and make final judgments about the business of the budgets, etc. of those fire

Continued on Next Page

PH - Establishment of New City Ambulance District  
Page 4

districts. That is why he wanted to look into the ramifications of that.

Councilman Dusanenko said the second thing he would like to know for clarification - he thinks we might be able to have a subsequent hearing to change a budget but he does not know if we can have a subsequent hearing to change the district lines because once fire district boundaries were established you well remember there was tens of thousands of dollars of litigation. Supervisor said this map was drawn up by the corps and presented to us. Councilman Dusanenko said yes but he did not know if once we created those district boundaries -- Supervisor said it could be changed with a public hearing -- Councilman Dusanenko continued - saying since one might have a bonded indebtedness or whatever else.

Mr. Fogel said with the districts participating and agreeing certainly you could change any district line. Councilman Dusanenko said if they both agree. He said if you remember, when we both served together - you, John and I - who are present this evening, the Central Nyack - Valley Cottage fiasco when the condos came in and wound up in the Valley Cottage Fire District versus Central Nyack so Central Nyack's Fire District's tax is about five or six times that of Valley Cottage. Also, the school district boundaries where all of us, regardless of politics, are trying to get many of our neighbors back into Clarkstown schools along with those 2,400 families adversely affected. The thing is this may be very, very good to make a precipitous decision but everybody should know the ramifications before they do and that is why before you do close the public hearing on this he would suggest that the corps take another look at it between now and perhaps a reserved decision so that once they do if everyone there and everyone who is a taxpayer of the district concurs we can adopt. I am not trying to be an obstructionist. Once you do it you can't undo it. You can be a virgin only once. Once you make that decision you are no longer a virgin.

Supervisor said he would suggest to the corps that they nominate people for the Town Board's consideration to appoint. He said he did not envision any time that the Town Board members would fly in the face of the corps making those suggestions. He said if we have to deal with a number that a corps feels they have to change we can republish that number and that is not a problem. He said he would suggest that we go ahead and create the district and go with the option of having them nominate people for us.

Councilman Mandia said we only heard from the Captain in New City. There are other corps. Are all the numbers wrong? Councilman Maloney said no. Mr. Fogel said he would make the representation. He said he spoke to a person who represented themselves to be an individual of authority in each of the five districts. Supervisor said these are upset numbers. It doesn't mean that amount has to be raised. It could be less. It was just that for the public hearing we had to put a number in that was an upset number knowing that for this meeting you couldn't go above that but if you don't want to spend anything that is okay too.

A gentleman from the audience asked if all corps had to use the same option? Mr. Fogel said the local law creating the districts will in essence require that all corps operate under the same option. Unknown gentleman said so if one decides what they want we all have to decide? Supervisor said the Town Board adopts it with suggestions that the Town

Continued on Next Page

PH - Establishment of New City Ambulance District  
Page 5

Board appoint people who are recommended by the corps. That would be the way he believed it would be done.

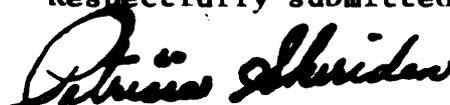
Town Attorney Murray Jacobson said after the district is created then you pass a local law if that is the option you want to go with. Supervisor said then we could create the district tonight and then hold a public hearing on a local law which would give us the three options. You people can go back to your corps and think about what you want. We will have a scheduled date for a public hearing and then we will just decide on what method we want to use.

Mr. Kaye from the audience suggested that the Town Board be the Commissioners. Supervisor said we are not lobbying for that. He said he would be satisfied if the corps suggested the names to the Town Board and made it easy for us. Either way is workable. Why don't you take this back? We will schedule a date for a public hearing on a local law and then we can come back and listen. Mr. Jacobson said you will have to wait until it is approved by Audit & Control. Then you have a resolution creating the district and at that time we could also have a resolution setting a public hearing. Supervisor said what the Town Attorney is saying is that we can vote to create the district tonight. It has to be approved by Audit & Control which he is sure it will be. At that time when it is approved, we pass another resolution and at the same time you are passing that resolution you also set a public hearing for a local law as to the method of choosing Commissioners for the districts.

Supervisor said it might take a month or so before Audit & Control approves this before we can pass another resolution setting a date for a public hearing on the method of how to select the Commissioners. If we don't do this tonight it only delays it further and we don't want to delay it any more than it has already been delayed.

On motion of Councilman Maloney, seconded by Councilman Dusanenko and unanimously adopted the public hearings were closed, RESOLUTIONS ADOPTED, time: 9:15 P.M.

Respectfully submitted,



PATRICIA SHERIDAN,  
Town Clerk

**RESOLUTIONS ESTABLISHING AMBULANCE DISTRICTS ADOPTED:**

New City Ambulance District	Res. No. (300-1993)
Congers/Valley Cottage Ambulance District	Res. No. (301-1993)
Nanuet Ambulance District	Res. No. (302-1993)
Nyack Ambulance District	Res. No. (303-1993)
Spring Hill Ambulance District	Res. No. (304-1993)